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June 25, 2013

Chief Lisa Womack
Lakeland Police Department
219 N. Massachusetts Ave.
Lakeland, FL 33801

RE: Lakeland Police Department Investigation

Dear Chief Womack:

On April 9, 2013, my office received a referral from FDLE regarding an employee at the Lakeland Police Department who made allegations of repeated sexual activity with LPD officers, both on and off duty. We met with the FDLE agents and reviewed the preliminary investigation conducted by FDLE. We determined that further investigation was warranted. Over the last twelve weeks, my office has conducted an investigation into the matter. As of today, that investigation is completed and I enclose the final report with this letter. Let me note the obvious. The Lakeland Police Department has many fine, dedicated officers. However, this report details activities involving officers that would sully the name and reputation of the entire department.

Through the course of the investigation, my investigators interviewed 19 people, including 11 current or former sworn LPD officers. Additional interviews were conducted with two city employees. In addition to the interviews, my investigators reviewed evidence and extensive documentation. At the conclusion of the investigation, my office makes the following findings of facts:

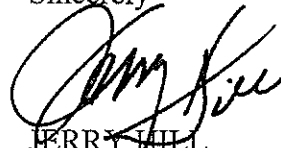
1. As many as ten sworn LPD officers have engaged in sex acts and sexually suggestive behavior while on duty over the past seven years with an LPD civilian employee. The sex acts occurred, among other places, at the Lakeland Police Department, other City of Lakeland Municipal Buildings, in Lakeland Police Department patrol cars, in city parks and on private property.
2. While there were also allegations of LPD officers engaging in sex acts with the LPD civilian employee off duty and in other jurisdictions, the focus of this investigation was for on duty actions of the officers.

3. Of the ten current or former officers who engaged in sex acts or sexually suggestive behavior, five are supervisors and ranked members of LPD.
4. Seven sworn current or former officers admitted, under oath, to the allegations of the LPD civilian employee. Two sworn officers partially admitted and partially denied, under oath, the allegations of the LPD civilian employee. One sworn officer denied, under oath, the allegations of the LPD civilian employee.
5. We question the credibility of three LPD sergeants, Bryan McNabb, Rusty Longaberger and David Woolverton. I will not use their testimony pending the outcome of the internal affairs investigation. We will, in light of your determination and fact finding, make a final decision.
6. Not only are the officers directly involved in this matter at fault. There were other LPD employees who knew about what was going on during this time period, but declined to get involved and stop it.

I cannot ignore the fact that several of the officers involved in this matter are high ranking officers in your department. Some of the officers were directly responsible for training other officers at LPD. Perhaps this investigation sheds some light on the serious shortcomings of your department in the areas of traffic stops, search and seizure, thoroughness of investigations, preparedness for trial and complying with Florida Public Records law. Had these members of your department been more focused on the important responsibilities of law enforcement, rather than pursuing sexual encounters with a civilian analyst, the LPD might not be in the condition it is today.

As the State Attorney, it is critical to my office that the Tenth Judicial Circuit's largest municipality has a law enforcement agency that is competent, knowledgeable and respectful of the law. I call on the City of Lakeland leaders to immediately take steps to provide Lakeland with law enforcement that is truly "Committed to Excellence."

Sincerely



JERRY HILL
State Attorney

Investigative Report – Lakeland Police Department

SAO10I2013-16

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INVESTIGATIVE REPORT

Subject of Report: The Lakeland Police Department

Case #: 53-2013-SA-000016-01XX-XX

Agency: OFFICE OF STATE ATTORNEY 10TH CIRCUIT

Investigators: BEVERLY CONE and MIKE BROWN

ASA: BRAD COPLEY

Agency Case #: SAO10I2013-16

Date: 6/25/2013

Original

Investigative Summary:

On 04/09/2013 the State Attorney's Office opened a criminal investigation into sexual misconduct involving members of the Lakeland Police Department (LPD). During this intensive two and a half month investigation sworn testimony was obtained from eleven (11) current and former Lakeland Police Officers, four (4) former and current Lakeland Police Department civilian employees, two (2) private citizens, one (1) City of Lakeland employee, and one (1) member of the Lakeland Fire Department.

Sue Eberle was the central victim and witness in this investigation. In her sworn testimony, Eberle detailed years of childhood sexual molestation and physical abuse to investigators. Her accounting of the specified acts while an employee of LPD, involved current and former Lakeland Police Department members, and other City of Lakeland employees.

Eberle described most of the occurrences as consensual, but reported specific incidents that were unwelcomed and against her will. She reported on-duty and off-duty sexual activity, some of which actually occurred within municipal buildings and city owned vehicles. Many of the described incidents would potentially constitute felony and misdemeanor crimes as defined by Florida State Statute. This investigation sought to determine the truth regarding this potential criminal behavior and other acts which were alleged to be perpetrated by City of Lakeland officers and employees.

An overwhelming majority of the sworn testimony of Eberle was corroborated through sworn testimony of others. The most compelling corroboration was the personal admissions made by alleged participants in the reported sexual activity. Time and time again, Sue Eberle's allegations were validated through direct testimony and corroborating evidence.

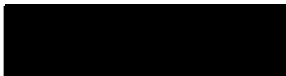
Of the numerous sworn statements taken, there were three officers who disputed some or all of Eberle's allegations. After considering the totality of the evidence obtained in this investigation, and the corroboration of virtually every statement given by Eberle, the State Attorney's Office has determined that Sgt. Bryan McNabb, Sgt. Rusty Longaberger, and Sgt. David Woolverton provided testimony we believe to be false during this investigation. Simply as an investigative tool, all three were offered polygraphs and all three declined. Pending the outcome of your internal investigation, the State Attorney's Office will not vouch for the credibility of these three officers.

The investigation revealed an extraordinary amount of sexual conduct that was committed both on-duty and off-duty. Some acts would have been criminal in nature if timely reported and investigated. Other reported acts likely rose to a level of sexual harassment and certainly are considered unbecoming conduct in the workplace. These actions were fully documented as described in sworn testimony by witnesses.

This investigation has revealed that police officers, including supervisors, and other city employees failed to uphold the necessary standard of professionalism and common decency. Other employees failed to intervene and stop criminal misconduct that was reported to them. They allowed the continued victimization of one of their own who confided in them for help. Alleged sexual crimes went uninvestigated, and evidence was lost.

Subjects:

Debra "Sue" Eberle, Criminal Analyst - Victim/Witness



Captain John Thomason - Patrol and Training Supervisor
Lakeland Police Department
Lakeland, FL 33801

Lt. Al Wilson - Special Operations Supervisor (Traffic, Aviation and SWAT)
Lakeland Police Department
Lakeland, FL 33801

Sgt. Russell Longaberger - School Resource and Juvenile Division Supervisor
Lakeland Police Department
Lakeland, FL 33801

Sgt. Bryan McNabb – Training Supervisor
Lakeland Police Department
Lakeland, FL 33801

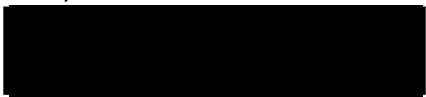
Sgt. David Woolverton – Traffic Homicide Supervisor
Lakeland Police Department
Lakeland, FL 33801

Detective Rick Gries - Criminal Investigations Division
Lakeland Police Department
Lakeland, FL 33801

Rawn Haynes - Former LPD officer


Officer Scott Hutton – Officer in the Motor Unit
Lakeland Police Department
Lakeland, FL 33801

Officer Loretta Jackson – Officer in the Patrol Division
Lakeland Police Department
Lakeland, FL 33801

Stephen Sherman - Former LPD officer


Officer George Vidal – Officer in the Patrol Division
Lakeland Police Department
Lakeland, FL 33801

Jackie Suggs - Victim Advocate
Lakeland Police Department
Lakeland, FL 33801

Evelyn Ramirez Berrazueta - Office Assistant / Patrol Division
Lakeland Police Department
Lakeland, FL 33801

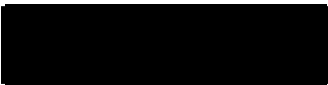
Tiffany Dwyer Ross - Former LPD Civilian Employee



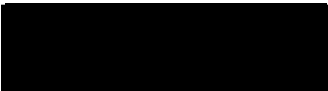
David G. Bivens - Fire Inspector
Lakeland Fire Department
701 E. Main St.
Lakeland, FL 33801

Jose A. Diez, Jr - City of Lakeland IT Department
228 S. Massachusetts Avenue
Lakeland, FL 33801

Kelly Keen - Witness



Donna Ready - Witness



Investigative Actions:

On 4/9/13 FDLE Special Agents Tom Stefan and Edie Neal met with personnel at the State Attorney's Office in reference to possible criminal activity involving a female civilian and several male officers at the Lakeland Police Department. Present at the meeting were State Attorney Jerry Hill and Assistant State Attorneys Brian Haas, Brad Copley, Mike Cusick, & Investigator Beverly Cone. The FDLE agents outlined some allegations made by a civilian analyst at LPD, Sue Eberle. They advised there was an internal investigation at LPD involving Eberle and a married officer, Steve Sherman. During the internal investigation, Eberle was untruthful about the nature of her relationship with Sherman and was facing discipline or termination. Eberle then came forward and amended her previous statements about her relationship with Sherman and admitted to sexual relations with Sherman while he was on duty. Eberle also made new allegations about sexual liaisons with many other officers at LPD, both on duty and off.

LPD made the decision to contact FDLE when possible criminal allegations surfaced during the internal investigation. Newsome and Collins briefed Agents Stefan and Neal and turned over the criminal investigation to them.

Special Agents Stefan and Neal stated they narrowed their focus of the investigation to five officers. They interviewed Eberle on 4/3/13 and obtained a sworn statement. During the interview, the agents questioned Eberle about five officers specifically. Eberle described sexual contact, some against her will, with the five officers. The allegations involved the following LPD

officers:

- 1) Lt. Albert "Al" Wilson – inappropriate touching on duty
- 2) Sgt. Russell "Rusty" Longaberger – sexual battery in Orlando and sexual contact on duty.
- 3) Sgt. David Woolverton – sexual battery on duty
- 4) Detective Ricky Gries – exposure of sexual organs
- 5) Former officer Rawn Haynes – exposure of sexual organs

During the interview, Eberle indicated to the agents that she did not wish to pursue prosecution. Stefan and Neal gave us a copy of the recorded interview and asked for a review and a prosecutorial opinion. Stefan advised a report and copy of the transcript would be forthcoming when completed.

After reviewing the facts presented to the SAO by the FDLE agents, it was decided there were too many unanswered questions to make an informed decision about prosecution. It appeared there were some serious allegations involving the officers. As a result of the victim stating that "she did not want anything done," the allegations were not fully investigated by FDLE. Mr. Hill assigned Investigator Mike Brown and Investigator Beverly Cone to conduct a full criminal investigation into all of the allegations. Subsequently, a subpoena for all of the internal affairs documents was issued to the Lakeland Police Department and a formal criminal investigation was opened by the State Attorney's Office.

Between 4/9/13 and 6/22/13 Investigators Cone and Brown made contact with numerous witnesses, and gathered and reviewed extensive documentation. We were able to organize the subjects and activities involved into categories according to off duty versus on duty and potentially criminal versus consensual encounters. Some witnesses were interviewed by request and others were served with Investigative Witness Subpoenas that compelled their testimony. The Interviews Section of this report summarizes the information which was obtained by Investigators.

Interviews Section:

Initial Contact with Sue Eberle 04/29/2013:

On 4/29/13 at approximately 10:00 AM, Investigators Brown and Cone made contact with Sue Eberle and her husband, Edward Eberle, at their residence in Lakeland. During the conversation, Eberle appeared nervous and stated she did not want to speak with the Investigators. She was upset there was an article in the Lakeland Ledger about the Steve Sherman investigation. An apology was given for coming to her house unannounced and Eberle was asked to call at a later time to set a date for an interview. Eberle contacted Investigator Brown on his cell phone and agreed to meet with Investigators in north Lakeland at 1:30 PM at Palace Pizza.

Investigators Brown and Cone met with Eberle at Palace Pizza and spoke with her for about an

hour. Eberle expressed fear and frustration at the fact there was an article in the paper. She said she was worried about her family, her job, and her integrity. Eberle said she came forward to the internal affairs investigators because she could no longer protect the officers involved at her own expense. Eberle agreed to come to the State Attorney's Office on Wednesday 5/1/13 for a more in depth interview.

Eberle said she no longer feels the need to cover for the officers she has been involved with. She said she feels abandoned by the department and she now wishes to cooperate with prosecution. She feels like she has been victimized, sexually harassed, and taken advantage of. She indicated that she now wants something to be done about it.

Investigators learned there were numerous sexual encounters on duty and off with LPD personnel. During the initial interview with Eberle, she was asked only about possible criminal incidents that occurred while the officers were on duty. In an effort to further limit the scope, Investigators initially only focused on events that occurred within the statute of limitations time period for a particular crime. For clarification purposes, there were many instances of suspected criminal activity (i.e. exposure of sexual organs and battery) that Investigators did not inquire about in the first interview because they occurred outside the time frame for a first degree misdemeanor (two years).

Two of the incidents FDLE questioned Eberle about occurred more than two years ago (Rick Gries and Rawn Haynes). Both officers were accused of exposing themselves to Eberle while on duty. Due to the statute of limitations, Investigators did not question Eberle about these officers until the second interview.

Interview with Sue Eberle on 5/1/2013:

On 05/01/2013 at approximately 9:00 a.m., Investigators Brown and Cone met with Sue Eberle in the library of the State Attorney's Office. A sworn taped interview was divided into a morning and afternoon session due to the vast information that needed to be covered.

The morning session focused on the victimology of Sue Eberle. During her interview she laid out a chronology of her childhood years that included incestual rape, sexual molestation, consensual incest, physical abuse, psychological abuse, abandonment, depression, self-mutilation, and attempted suicide. She stated that throughout these years she concealed much of what happened to her. She stated that when she finally reported an occurrence, she received little to no intervention or counseling. Below is a summary and timeline of what Eberle relayed to Investigators regarding her childhood years. However, the official transcripts should be reviewed for complete accuracy.

Chronology of Sue Eberle's Abuse & Childhood Years

██████████ in Illinois

- 1983 – Mother Eileen Swagger and Father Larry Mosely divorced. Father was an alcoholic. Not many good memories of early years
- 1983 – Mother moved Eberle and her younger brother, Brian Mosely, to Quincy, IL. Melvin Goodwin was placed on probation. The authorities pulled Eberle out of school and sent her to live with an uncle.
- 1990 – Between 1983 and 1990 Eberle detailed multiple incidents, starting at age seven, of being sexually molested.
- 1990 – She was sent to live with her father and stepmother, Gail Mosley, in IL. Both her father and stepmom were alcoholics. Her stepmom was very abusive.
- 1990 – **Attempted Suicide and Self-Injury** - Eberle began running away. She tried to kill herself twice on her bike running in front of cars and playing chicken with a train. She began "cutting". She stated that she was inflicting pain on herself to "escape".
- 1991 - She was sent back to live with her Mom and Stepdad. They moved to Lakeland, FL. Her Stepdad was still very abusive.
- 1993 – She moved in with Ed Eberle and married him a short time later. They remain married today and have 15 and 19 year old sons.

*Eberle said she was constantly moving from house to house and family to family with no stability. She estimated she attended over twenty different schools throughout her childhood.

Sue Eberle's Reported Sexual Encounters and Related Activity:

As a result of Eberle relaying an ongoing pattern of sexual related activity among many LPD personnel, the SAO Investigators sought to broaden the scope of the criminal probe. Investigators started to focus on additional incidents that occurred outside the two year time period. Eberle was asked about these other incidents in subsequent interviews. The following is a summary of Eberle's statement and her specific allegations regarding the officers we identified as potential suspects for a criminal investigation. (For details please refer to the transcript).

Sgt. Bryan McNabb

- As an analyst Eberle works in a cubicle on the second floor at LPD in the Criminal Investigation Division.
- Prior to October 2011, Eberle worked in a small back office on the first floor.
- Sgt. McNabb also has an office in the Criminal Investigation Division on the second floor, however McNabb is not in her direct chain of command.
- McNabb is very flirtatious.

- She and fellow analyst Tiffaney Dwyer's nickname for McNabb is "McNasty" because of his behavior.
- Sgt. McNabb has asked her on numerous occasions to wear a skirt with no underwear to work.
- He wanted Eberle to come to his office and spread her legs so he could look at her. Despite being asked repeatedly to do this by Sgt. McNabb, she did not comply.
- In February 2013, Eberle ran into Sgt. McNabb in the parking lot at LPD as she was leaving the building.
- Sgt. McNabb started asking her to touch his penis. Eberle said it was unwanted attention and she did not want to touch his penis.
- She said "no" numerous times, but he was so insistent she touched his penis as instructed.
- She did not want to touch Sgt. McNabb but did so because she feared a backlash if she did not do as he wanted.
- She felt intimidated and did not feel she could say no.
- Eberle told friend Tiffaney Dwyer and Officer Loretta Jackson what happened after the incident.

Captain John Thomason

- Captain Thomason has flirted with her and repeatedly asked her to have sex with him in his office while they both were on duty. The most recent was in August or September of 2012.
- She has shown Thomason naked photos of herself, on her own phone, at his request.
- Eberle felt like she was easy prey for Thomason and that he saw her as vulnerable.
- Eberle felt the only person she could go to about Thomason was Loretta Jackson. Eberle did not confide in anyone else at the police department because she is a civilian and she believes most law enforcement protect their own.
- Eberle acted as an intermediary between Captain Thomason and her friend Kelly Keen. Captain Thomason and Kelly Keen did develop a sexual relationship, and did meet on at least one occasion at Lake Parker Park and performed oral sex on one another.
- Capt. Thomason on one occasion took Eberle's phone off her desk and took a photo of his penis in the bathroom at LPD.
- He gave the phone back to Eberle with the photo of his penis on it.
- Eberle then sent the photo to her friend, Kelly Keen, and Officer Loretta Jackson.
- The photo incident occurred in October of 2009 when then Lt. Thomason was getting ready to interview for the position of Captain.
- Captain Thomason has repeatedly asked her for sex, however there has never been any sexual contact.
- She never complained as she always tried to protect the officers and their families.

Sgt. Rusty Longaberger

- Eberle has engaged in sexual intercourse with Longaberger on several different occasions since 2009.
- There were several instances in 2012 when she met Longaberger for sex, including in Orlando while she was attending the analyst academy.
- There was an incident that occurred in March or April, 2012 where she performed oral sex on Longaberger while he was on duty. Eberle had lunch in Lakeland with friends and was walking back to the police department when Sgt. Longaberger stopped and asked her if she wanted a ride. Eberle accepted the ride and got in the front seat of Longaberger's unmarked vehicle. Eberle said he was working and thought he would drive her straight to LPD. Instead, Longaberger pulled his penis out and told Eberle to give him oral sex. She told him she needed to get back because her lunch hour was almost up. Longaberger coaxed her into performing oral sex by telling her it wouldn't take long. Longaberger drove around Lakeland while she performed oral sex on him.
- Eberle did not want to perform oral sex on Longaberger, but did so because she did not feel she had an escape.
- She felt like she had to do it to get it over with so she wouldn't be late getting back to work.
- Eberle said she always said yes because that is what she is supposed to do.
- Another incident with Longaberger that took place around April 2012 at the Orlando Marriott while Eberle was attending an analyst academy.
- Longaberger drove to Orlando a few times while she was there to have sex with her in her hotel room.
- On one occasion, Eberle said she feels like Longaberger violated her and she believes it was a form of rape. During sex Longaberger was being very physical with her. He was having sex with her from behind when he without forewarning or permission, forcefully inserted his penis into her anus. Eberle said it was very hurtful both physically and mentally because she trusted him. She pulled away from him and he laughed it off. She did not believe it was funny and told him so. Eberle said she allowed Longaberger "to finish" by having sex vaginally again with him and then he left.
- She was extremely upset about what Longaberger had done to her.
- She texted Loretta Jackson about the incident. Jackson, a former Special Victim's Unit Detective, told her if it was against her will it was a form of rape. Jackson offered to confront Longaberger about the incident for Eberle, but Eberle stated she never did.
- Eberle said Longaberger used his department issued cell phone to communicate with her during this time period. She said this can be shown through the call logs.

Sgt. David Woolverton:

- In 2008 or 2009 Eberle was working in her office on the first floor of LPD.
- The door to her office had a small window with a piece of paper taped over it. The paper was over the window because she sometimes changed clothes in the office and did not want anyone to see.

- Sgt. Woolverton came into her office one day to have sex with her while he was on duty. She was alone in the office and he came in and closed the door. She did not feel comfortable, however he was very pushy and she wasn't strong enough to tell him no. Sgt. Woolverton then took off his gun belt and pulled his pants down. They had sex on the desk. Eberle said she was intimidated by the uniform and the gun.
- Eberle said she tried to tell Woolverton no because it was their work place.
- She acknowledged that she feels obligated to engage in sex with men even though it is not something she wants to do. Eberle does not feel she could have stopped Woolverton.
- On a second occasion in 2009, Sgt. Woolverton came into her office again and closed the door. Eberle said he came to have sex with her even though she did not want to. Eberle said the doors lock from the inside so nobody from the outside could open it without a key.
- Sgt. Woolverton forced her to have sex with him again on the desk. Eberle was in fear.
- This was completely against her will and she felt like she had no escape.
- He ejaculated inside of her and when he left, she went into the bathroom and cried because he raped her and she felt violated.
- She did not like Woolverton and definitely did not want to have sex with him.
- She was scared to tell anyone and was afraid no one would believe her.
- The victim's advocate, Jackie Suggs, saw her and asked her if she was okay.
- She confided in Suggs that Sgt. Woolverton had raped her.
- Suggs did not report the incident, but did try to look out for Eberle after that to make sure she was not alone with Sgt. Woolverton again.
- She and Jackie Suggs came up with a code word that was a signal if Sgt. Woolverton ever came around.
- She also had her friend Donna Ready come and pray over the office to help protect her from further attacks.

Lt. Al Wilson

- She moved from the first floor to the second floor in 2011, her cubicle on the second floor was located right outside of Lt. Al Wilson's office.
- Lt. Wilson flirted with her and called her a nice little white girl.
- Lt. Wilson continually pursued her to have sex, but was very nervous about being caught and hurting his marriage and his advancement at LPD.
- Lt. Wilson kept asking for nude pictures of her in specific poses.
- She complied by taking naked pictures of herself and shots of her vagina at home. She brought these pictures in for Lt. Wilson to see the next day. This happened many times.
- She also sent Lt. Wilson a photo of herself in a "teddy" to his personal cell phone.
- Around July 2012, right before Lt. Wilson's transfer to Special Operations over the traffic unit, he called her into his office after work and started a conversation with her.
- During the encounter, Lt. Wilson grabbed Eberle's butt and said she had a big ass for a white girl.

- Lt. Wilson then took Eberle's hand and placed it on his penis over his clothing.
- She felt very uncomfortable, but did not report it because she thought he was protected. She made a point of avoiding his office after this incident.
- Lt. Wilson also requested that she go over to her motel room in Orlando early on one particular Sunday while she was at the academy. He wanted to meet up to have sex with her. He told her he was going to come over after returning an item to Bass Pro Shop. She asked about his wife and daughter. He told her his wife was out of town and his daughter could take care of herself. Lt. Wilson didn't follow through with the meeting.
- Eberle kept reiterating throughout the interview that she did not think anyone would believe her.

Investigators asked Eberle why she sent Lt. Wilson the photo of herself and she said because he asked. A phrase used repeatedly during Eberle's interview was that she felt obliged to obey when told by men, especially those in the chain of command, to do something. She felt she needed to be subservient to the men around her and go along with what they wanted.

Officer Dan Jonas

- Dan Jonas is the gang liaison officer for LPD.
- She has exchanged nude photos and engaged in sexting with Jonas.
- She considered Jonas to be a "freak" and wanted her to do strange things.
- On one occasion at work Jonas asked her to urinate in a cup so he could drink it.
- She felt obligated to send him photos after he sent her photos of his penis.
- This exchange of photos, text messages, and emails occurred during the time period between 2011 and 2013.
- She recalled one specific day when she was home sick around Valentine's Day 2013. Jonas was on duty and sent her a very bizarre message through Facebook. She participated back in the sexual dialogue with Jonas. She thought the content was so strange that she forwarded it to Loretta Jackson to read. In the exchange she told him that she wanted him to wear women's panties and to send her a picture.
- The next day while Jonas was at work, she believed he took a photo of himself in women's underwear and sent to her.
- Also while on duty, he sent her some photos of himself dressed up in women's lingerie where his penis could be seen from the rear. It appears he took it while off duty.
- She shared the photos with Loretta Jackson.
- Jonas always worked in his office with the door closed as he regularly was watching porn on his personal computer and phone.
- Eberle denied there was any sexual contact between her and Jonas.

Charles Thompson, Assistant Chief of Police (Ret.)

- Charles Thompson retired from LPD in 2012.
- Prior to his retirement in 2012, Eberle was in the Asst. Chief of Police chain of command.
- Thompson was always saying inappropriate things to Eberle and asking her for sex.
- She said he told her things like "I can put dark chocolate into you" referencing putting his penis inside her. He also made comments to her and Tiffaney Dwyer which referencing having a "threesome" with them.
- There were two times she was alone in the elevator with Thompson when he kissed her on the mouth against her will.
- She was surprised that he kissed her and she did not want it to happen.
- She and Thompson engaged in explicit sexting on their personal cell phones and he often talked about arranging to meet for sex.
- She showed the texts to Loretta Jackson.
- She also sent nude photos of herself to Thompson at his request.
- He told her that she couldn't ever come to his apartment in Victoria Manor. He was nervous that Officer Roslyn Henderson, who stayed in his building, would see them.
- She said that he was not attractive to her.
- She said that despite this, she was prepared to have sex with him because he was in her chain of command. She was scared what would happen if she didn't comply.
- On one occasion she talked to him about dropping out of the academy. He told her no and that her prize for graduating would be to have sex with him. She felt uneasy about his response but could not report it.

Officer Steve Sherman

- Eberle and Officer Steve Sherman engaged in sexual intercourse several times during 2011 and 2012 while he was on duty.
- There were two separate occasions at the Without Walls Church in North Lakeland.
- The second time was the incident where they were seen by Sherman's Sgt. That was the incident that led to the internal investigation.
- She also met Sherman for sex in a secluded area near Kathleen Road and I-4.
- She was off that day and drove to meet him while he was working. They had sex in the passenger seat of her vehicle.
- They also met at a cemetery off of Griffin Rd. and had sex again in her vehicle.
- There was another occasion at a police substation in Gilmore Apartments where they met while Sherman was on duty and had sex.
- She did not have an emotional "relationship" with Sherman, they met only for sex.
- Their encounters were strictly to satisfy Sherman's physical needs, not emotion.
- She felt sorry for him because he and his wife were not having sex.
- She was not attracted to Sherman but "he wanted it, and so she did it".

Officer Loretta Jackson

- Eberle described a close friendship with Jackson and said she looked up to her and admired her.
- She confided in Jackson because she was like a big sister.
- She told Jackson everything that happened with the officers and even shared photos and text messages she sent and received from different officers with her.
- Jackson would scold her for engaging in this behavior and told Eberle she needed to protect herself.
- Jackson suggested if Eberle was going to send nude photos of herself to men, she needed to ask for a photo of them in exchange.
- She shared everything with Jackson, even the sexual battery by Woolverton and Longaberger.
- She thinks Jackson wanted her to tell someone in authority what was going on.

After speaking with Eberle about the above incidents, Investigators decided to set up a second interview. On 5/7/13 at approximately 9:00 AM Investigators conducted a second interview with Sue Eberle at the State Attorney's Office. Eberle was placed under oath and we asked her about other witnesses and officers at LPD. Below is a summary of the interview. However, the transcripts should be reviewed for complete accuracy.

2nd Interview with Sue Eberle on 5/7/13:

Tiffaney Dwyer

- Investigators asked Eberle about another civilian analyst that works at LPD, Tiffaney Dwyer.
- Tiffaney possibly had sexual encounters with officers while on duty.
- Eberle knows Tiffaney engaged in sexting with several officers on duty.
- Tiffaney resigned from LPD on 5/3/13 amid the internal affairs investigation.
- Her relationship with Tiffaney was friendly, but they are not close.
- She told Tiffaney about some of her encounters with LPD officers, but Eberle did not disclose everything to her.

Eberle was asked about former officer Steve Sherman again. She provided more details about the sexual encounters with him while on duty. (See transcript for details).

Officer Scott Hutton

- During the time period between 2009 and 2011 Eberle had many encounters with Officer Scott Hutton.
- Hutton is a motor officer and he worked at SIS at the Lakeland Airport.

- When Eberle worked in her office on the first floor, Hutton would come in and pull a chair up close to Eberle's chair.
- He told her he liked redheads and asked her to get together for sex.
- He was very touchy and would grab her hands and rub her legs with his hands.
- Eberle observed Hutton doing the same thing with Tiffaney Dwyer.
- She did not want to be touched by Hutton and she did not meet him for sex.

Rawan Haynes (former LPD Officer)

- During the time period between 2009 and 2010 Haynes worked as a neighborhood liaison officer at LPD.
- Haynes was very flirtatious and often came into her office when she worked on the first floor.
- Haynes wanted to get together with her for sex and told her he had an apartment in Lakeland where they could meet.
- One day Haynes came in her office and while standing at her desk, pulled his penis out of his pants.
- It was a quick movement and all she remembers is Haynes exposing himself.
- It caught her off guard and she was not expecting it.
- Haynes was holding his penis and told her she could "have this".
- On another occasion, Haynes came into her office and gave her a note. The note said for her to close her door and call him in one minute.
- He wrote his phone number (863) 698-9018.
- Eberle said she did not call Haynes.
- She thought he probably wanted to have phone sex with her.

Officer George Vidal

- In 2006 after she had been at LPD for about a year, she considered applying to go to the police academy.
- Vidal worked on the second floor at LPD in General Services. He was in charge of recruitment, including being a part of the decision making about which applicants go to the academy, as well as other duties.
- One day close to 5PM she went to his office, he closed his door and wanted to have sex with her.
- She told Vidal no because she knew her husband was waiting for her to get home.
- Vidal often came to her office to visit. While there he would rub her shoulders.
- Vidal has some training in massage and liked to rub the shoulders and backs of the females in the office.
- Vidal aggressively pursued her and often wanted to get together to have sex.
- Eberle described one incident in 2006, during work hours, when Vidal asked her to go to

the third floor with him.

- Vidal opened a closet on the third floor with a key and went inside.
- The closet held employee association merchandise.
- Vidal started fondling her and removed his pants and hers.
- They had sexual intercourse on the floor of the closet for about ten minutes. Eberle said she was very worried someone would come in.
- After the encounter in the closet, Vidal continued to pursue her.
- She tried to avoid him and never had another sexual incident with him.

Officer Kevin Shiver

- She entered into a sexual relationship off duty with Kevin Shiver soon after she started working at LPD.
- They met occasionally and engaged in sexual intercourse at his house.
- Shiver specializes in computer forensics and works in SIS at the Lakeland Airport.
- She and Kevin engaged in sexting while he was working.
- On one occasion in 2006 while Shiver was working, he tried to get Eberle to have sex in one of the hangers at the airport.
- She was worried about getting caught and she did not have sex with Shiver in the hanger.
- Later in 2012 Eberle's son needed his laptop repaired. Eberle said she contacted Shiver to see if he could assist with the repair. Shiver ordered a part for the laptop and Eberle asked him the price. Shiver told Eberle he wanted sex in return for fixing the laptop.
- Eberle said she did not want to have sex with Shiver because he made her do things sexually that reminded her of the abuse she endured as a child. Eberle said although Shiver kept asking her for sex, she eventually got the computer and paid for the part.

Sgt. Tony Lewis

- Sgt. Lewis works in the traffic unit.
- She never had sex with him, however he asked her multiple times in 2012 to send nude photos to him.
- Sgt. Lewis referred to the nude photos as "surprises".
- She did send the photos to his personal phone.

Officer John Skjefte (Retired)

- She met Skjefte soon after she joined LPD in 2005.
- In 2006 or 2007 she met him in her personal vehicle while he was on duty as a motor officer.
- They met at the Peoples Bank on 2nd Street in Lakeland.

- She gave him a “hand job” while they sat in her vehicle.
- On another occasion in 2006 or 2007 she drove on her lunch hour out to the Lakeland Airport and met Skjefte. He was on duty as a motor officer.
- They had sex in the back seat of her vehicle, a Nissan Altima.
- He was in full uniform; however he pulled his pants down and got on top of her.

Officer Marcus Patterson (Retired)

- In 2005 and 2006 she had a sexual relationship with former officer Marc Patterson.
- He worked at training and was a firearms instructor.
- Marc pursued her aggressively about wanting to have sex.
- On one occasion she met Marc in the Watson Clinic (North) parking lot on her lunch hour.
- They got into her vehicle, she removed her pants, and he performed oral sex on her.
- She also touched him and masturbated him under his clothing.
- Marc was very aggressive and begged her on many occasions to drive out to the training center where they could meet for sex.
- She never went to the training center to meet him.
- She felt like Marc was stalking her.
- He showed up at her home and parked at the end of her driveway one day.
- Eberle was unsure if Marc was in his department vehicle or not.
- She was worried about her family and distanced herself from him.

Detective Rick Gries

- Rick Gries is a Detective in the Criminal Investigations Division on the second floor.
- He is very flirtatious and has touched her in a sexual manner several times at the police department while they both were on duty.
- In 2009 while she worked on the first floor, Gries came in her office and exposed his penis to her.
- He told her she “could have it.”
- She was worried about getting involved with Gries because his wife worked upstairs.
- He has touched her breasts several times and in 2013, he came in to her office and grabbed her butt.

Officer Adrian Rodriguez

- In 2008 or 2009 while working on the first floor, Adrian Rodriguez would come by her office and flirt.
- He stared at her breasts and asked her about having sex.
- She never engaged in any sexual contact with Rodriguez but he would often hug her and

touch her breasts.

- His hands would slide up the side of her breasts while he was hugging her.

This concluded our second interview with Sue Eberle. In all of the instances where Eberle said she engaged in sexting, the phone and sim card were requested to be turned over. It was relayed that all of the sexting occurred on old phones that are no longer available.

Third Interview with Sue Eberle on 5/20/13:

On 5/20/13 at approximately 10:00 AM Sue Eberle came in for a follow up interview. Eberle was asked about inappropriate contact with retired City of Lakeland employee George Brooks, and current City of Lakeland Fire Inspector/Investigator, David Bivens, and current City of Lakeland employee Jose Diez. The interview with Eberle was recorded. (Please see transcript for details). Following is a summary of the interview.

George Brooks (Ret. Director of Employee Relations)

- George Brooks was Director of Employee Relations with the City of Lakeland until his retirement in December of 2009.
- Brooks was very flirtatious and asked Eberle many times for sex.
- Eberle and Brooks never engaged in sex.
- Brooks was married but told Eberle he had a girlfriend.
- All of their contact was in person at City Hall. There were no texts, emails or phone calls.
- On one occasion in 2004 Eberle was in Brooks' office. He closed the door.
- He pulled Eberle's clothing down to expose her pubic area. Brooks used scissors to cut some pubic hair from Eberle. He put the pubic hair in an envelope and told Eberle he wanted something to remember her by.

David Bivens – City of Lakeland Firefighter

- David Bivens is a firefighter with the City of Lakeland. He is certified to be a fire investigator and wears a uniform to work.
- Eberle has had an ongoing sexual relationship with Bivens since 2004.
- Most of their contact has been off duty, however in 2012 there were several occasions where Bivens was on duty when he and Eberle engaged in sexual intercourse.
- On one occasion in 2012 Eberle met Bivens at the fire department on Main Street in Lakeland after she got off work. Bivens and Eberle had sex in his chair in his cubicle at the fire station. Eberle said Bivens sat in the chair and she sat on top of him. After they had sex Bivens gave Eberle an inner office envelope to carry out of the fire station in an effort to make her look like she was there on business.
- On another occasion on July 3, 2012 during Lakeland's Red White and Kaboom celebration, Eberle met Bivens at the fire station on Main Street. Bivens was on duty and in uniform. Eberle and Bivens again had sexual intercourse in his chair in his cubicle

at the fire station. Eberle was nervous because there were so many people around and she was worried someone would see.

- Bivens sent Eberle photos of his penis as well as videos of him masturbating. Eberle shared these images with Loretta Jackson.
- Bivens asked Eberle on many occasions if she would take part in a threesome with his brother (UK name).
- In 2012 Eberle met Bivens on her lunch hour at La Quinta Inn in Lakeland. Eberle and Bivens went in to "Big John's" office. (Eberle did not know John's last name and only described him as a black male manager). Bivens was working and was in uniform. Bivens disrobed Eberle and asked her if she would have sex with Big John. Eberle said she would not. John gave Bivens a room key and Eberle and Bivens had sex in one of the rooms at the hotel.
- After they had sex, Eberle returned to work at LPD.
- Bivens treated Eberle like she was a piece of property.

Jose Diez

- Jose Diez works in I.T. for the City of Lakeland.
- Diez is very flirtatious and often came by to talk to Eberle and Dwyer at LPD.
- On multiple occasions Diez told Eberle he wanted to have sex with her. In 2012 Diez tried to talk her in to going into a closet at LPD for sex. He told her no one would see them. Eberle told Diez "no".
- After Eberle shunned Diez, he started pursuing Dwyer. Dwyer told Eberle she and Diez had sexual contact at LPD while they were on duty.

Interview with Steve Sherman (former LPD Officer) 05/08/2013: **Background Information**

After conducting extensive interviews with Sue Eberle and reviewing the transcripts of the Lakeland Police Department's Internal Affairs Investigation, it was suspected that former Lakeland Police Officer Steve Sherman possessed key information pertaining to this case which had not been relayed during his Internal Affairs interview. Investigator Beverly Cone was able to make phone contact with Steve Sherman, and set an appointment to meet with him at the State Attorney's Office on May 8, 2013 at 9:00 a.m.

On May 8, 2013 at approximately 9:00 a.m., Mr. Sherman met with Investigators Brown and Cone regarding this case. The meeting was conducted in an informal manner and was not recorded. Mr. Sherman was informed that the SAO was conducting a criminal investigation into

specific incidents that had occurred with Sue Eberle and other current/former Lakeland Police Department personnel. Mr. Sherman was advised that it was the Investigator's belief he had not been forthcoming during the Internal Affairs investigation regarding his relationship with Sue Eberle and that it was the intent of the SAO to determine the truth. When directly asked, Mr. Sherman advised that he did not tell the truth to the LPD Detectives concerning Sue Eberle. He was asked if he had, in fact, engaged in sexual activity with Sue Eberle while on-duty at LPD. He stated that he had. He stated that he wished to set the record straight, and would cooperate in the investigation by completely and honestly answering the SAO Investigators questions. At this point, Mr. Sherman was served with an investigative witness subpoena, commanding him to appear at the SAO on May 10, 2013 to give an official sworn statement.

On 05/10/2013 at 10:00 a.m., Investigators Brown and Cone met with Steve Sherman pursuant to his witness subpoena. Mr. Sherman was placed under oath and a sworn taped interview was conducted. Below is a synopsis of that interview. However, the official transcript should be referenced for complete accuracy.

Sherman was questioned regarding his sworn statement which was given recently to Lakeland Police Department IA Detectives. He admitted to Investigators Brown and Cone that he had been dishonest in his statement to LPD Detectives regarding his on-duty sexual activity with Sue Eberle. He stated that he was in fear of losing his wife, family, and job. He thought that lying would cover it up.

Steve Sherman and Sue Eberle On-Duty Sexual Relationship

- He first met Sue Eberle in 1997. She was employed by the City of Lakeland. She processed some of his employment paperwork when he was first hired by the Lakeland Police Department.
- Sherman would see Eberle occasionally once she became employed with LPD in 2005. She was working as a criminal analyst. She was very friendly and they became friends.
- Eberle requested an employee Ride-A-Long with him two or three times from 2009-2011.
- During the Ride-A-Longs, they started engaging in sexually oriented conversations.
- The conversations were erotic and created a temptation for him. His relationship with his wife was strained and the sexual conversations with Eberle became much like a fantasy for him.
- **1st Physical Encounter** – On the last Ride-A-Long Eberle had with him (believed to have been in late 2010/early 2011), they went to a secluded wooded area off of Harden Blvd. and Drain Field Rd. Eberle and Sherman were on duty and being paid by the LPD. Both he and Eberle began fondling one another beneath their clothes. Eberle masturbated

him with her hand until he ejaculated. The entire encounter lasted approximately 15-20 minutes. Once finished they got dressed and he returned her to the Lakeland Police Department.

- Sherman felt extreme guilt for his actions, as this was out of character for him. After the encounter, he went a couple of months or so with little to no communication with Eberle, but couldn't stop thinking about it. He would eventually succumb to the temptation and began communicating with Eberle again. This pattern was consistent throughout their sexual relationship. Each episode was preceded by sexting and Eberle showing him naked photos of herself on her phone.
- **2nd Physical Encounter** – He and Eberle arranged an encounter while he was on duty. Eberle met him in her vehicle near the Bridgewater subdivision off of North Road 33 during daytime hours. Eberle followed him into an undeveloped portion and they parked on a vacant road. He left his patrol vehicle and got into the passenger side of her white SUV. As he and Eberle were disrobing to have intercourse, Sherman became spooked by another passing vehicle in the area. Eberle wished to continue, but he was too frightened of being caught. He got dressed and they both left the area in their own vehicles.
- **1st Instance of Intercourse** – In early 2012, he met Eberle in a cemetery off of Griffin and Mall Hill Rd. It was late in the afternoon (approximately 5-6 p.m.), as Eberle was off duty and headed home. Eberle met him at this location in her personal vehicle. As with the Bridgewater meeting, he got into the passenger side of her car. Eberle disrobed from the waist down, and he pulled his uniform pants and underwear down to his ankles. Eberle mounted him face to face, and they had sexual intercourse. He stated it was very uncomfortable and he did not ejaculate. The entire encounter lasted only 10-15 minutes as Eberle needed to leave and get home.
- **2nd Instance of Intercourse** – While on duty, Sherman had Eberle meet him at a Lakeland Police Sub-Station located at 929 Gilmore Ave, Lakeland, FL. Eberle was on her lunch break. There was a realtor type lockbox on the door that had a key inside. He and Eberle entered the apartment which had very little furniture. Once inside they went to a back bedroom which contained a couch and chair. They each completely disrobed. They both performed oral sex on one another and then proceeded to have intercourse until he ejaculated. No condom was worn as he had previously had a vasectomy. Eberle was aware of this fact due to a previous conversation. After completing the sexual encounter, both of them got dressed and returned to their duty assignments. The entire encounter lasted approximately 15 minutes.
- **3rd Instance of Intercourse** – In early to the middle of 2012, he arranged to meet Eberle late in the afternoon at the old Carpenter's Home. He took Eberle inside the building and began to show her around. He took her to the top floor to a back room. It was

carpeted and they spread a found blanket down on the floor. They both disrobed from the waist down and Eberle mounted him face to face. No condom was worn, but he is not sure if he ejaculated. After the encounter was concluded they both got dressed and left the building.

- **Last Instance of Intercourse** – As with all of their previous encounters, a period of time had gone by with no contact as a result of his guilt. He and Eberle again started sexting one another. Eberle put him at ease by saying that they were “friends with benefits”. This act of sexting was very arousing to him. One Saturday in September of 2012, they made arrangements to meet at the Carpenter’s Home again. He was not concerned about his patrol car being present, as it was common place for officers to park there and go inside the building. Once they went inside, they again went to the top floor. They disrobed from the waist down, and he bent her over a desk to have intercourse. This was somewhat of an arousing fantasy for him. The sexual encounter was brief and only lasted approximately five minutes. While they were upstairs, they observed another patrol car circling the area and later discovered it was his LPD Sgt. A short time later he was dispatched to a call. This is when they exited the building and he and Eberle left the area in their respective vehicles. He believes the call was cancelled while he was in route in his patrol car.
- During the time that they were having a sexual relationship, Eberle told him many stories of her sexual experiences. She told him that she has had sex with many other officers from the Lakeland Police Department. She told him of sexual encounters that she had inside the Lakeland Police Department. She also told him of sexual encounters with other LPD Officers that were married. She told him that she met one officer in a parking lot downtown and had sex in broad daylight. He found the stories to be very exciting and arousing, but he never asked who the other Officers were and Eberle never told him. He believed if he didn’t ask and she didn’t tell, Eberle would keep their relationship anonymous as well. Eberle never relayed any of her childhood victimization or the incidents of rape to him.
- Eberle told him of several sexual encounters that she had in an Orlando motel room, while she was at a training seminar for work. She never told him who it was, but he was given the impression it was a Lakeland Police Officer.
- He was also approached by Eberle to have a sexual encounter (“threesome”) with her and a friend named “Kelly” (identified to be Kelly Keen). He stated that Kelly had a husband who is a Deputy or law enforcement. Sherman met Kelly with Eberle at lunch on one occasion, but the three never did go through with the sexual encounter.
- He admitted to having a meeting with Eberle in the Home Depot parking lot on Hwy 98 after they discovered that an Internal Affairs Investigation had been opened by LPD regarding their last meeting at the Carpenter’s Home. This meeting was for the purpose

of corroborating a lie. He told Eberle to stick to her story that they never had sex. He was trying to protect his job, family, and reputation by concealing the information. He said he is very regretful and embarrassed by his actions.

Other Steve Sherman Information Related to the Lakeland Police Department:

- Steve Sherman was asked about any other information that he may know or have heard about regarding other personnel at the Lakeland Police Department. He was specifically asked about other potential criminal acts, or similar incidents of conduct unbecoming of an officer. He was asked about the present culture of the agency.
- Among the many things he told us was that he felt certain officers received preferential treatment and there were two sets of standards that were applied by the LPD Administration. He felt that Chief Womack rules by threat and intimidation, and that through Union negotiations she has established a new discipline policy where she is the ultimate judge on all matters.
- He heard from other Officers of an incident that occurred while Sgt. David Woolverton and the Lakeland Police Department S.W.A.T. Team were at a sanctioned competition in Orlando a while back. He was told that Sgt. Woolverton went missing from the competition for an extended period of time and nobody could locate him. He said that it was told that Sgt. Woolverton was discovered to have left to engage in a sexual encounter with a woman he was having an affair with. He believed the incident to have been investigated by LPD, but no disciplinary action was taken to his knowledge. He believed Woolverton to be one of the officers at LPD Administration has shown favoritism towards.
- He also believed Sgt. Felicia Wilson to be another LPD Officer that got away with conduct that was unbecoming of an officer and potentially criminal in nature. He relayed five incidents that he had knowledge of:
 1. He said when he worked with her as a D.A.R.E. Officer; he was told that Felicia Wilson would go shopping at the mall on duty when not in the classroom. He was told that Detectives were actually assigned to follow her and they confronted her at the mall. He didn't know the official outcome of the investigation, but the result was that a new policy came out requiring the D.A.R.E. Officers to check in on the radio when leaving their school.
 2. He said that there used to be a "JODY Book" that was kept in the Sgt. Office for officers to maintain a log of their Comp Time when they had to work extra duty hours or non-paid functions. He said it was on the "honor system" and that this Comp Time would be flexed off when an officer needed some personal leave. He stated that while everyone usually had a few hours of Comp Time floating in the

JODY Book, Felicia Wilson would have 40 hours in the ledger all the time. He stated that she was investigated when she took a week of vacation during one summer and everyone knew she didn't have the annual leave time. He said it was discovered that she had been recording hours in the JODY Book that were spent watching her son play basketball at the Police Athletic League. He stated when she was caught, the result was the JODY Book procedure ended and overtime hours then had to be turned into the supervisor on a slip to be given credit.

3. He said that all overtime details through LPD were assigned based on seniority. Once an officer was signed up for a detail, they were expected to work it or find a replacement. He said Felicia Wilson kept getting on these prized details by saying that her husband, Lt. Al Wilson, had signed up for the detail but couldn't work it. He said that she was caught signing up for a detail one time on her husband's laptop when he was out of state for work. He didn't believe that she or her husband was reprimanded. He said this practice kept a lot of other officers who deserved it from getting the details.
 4. He said that she had lied to an LPD pursuit review board about being involved in a high speed vehicle pursuit. He said she was caught when video footage at the scene captured her in it and she was confronted. He knew she was demoted for a short period of time, but didn't know if it was over this issue.
 5. He said that she was recently re-assigned to a desk-job after being ill prepared and presenting questionable testimony in a felony case that led to an acquittal of the defendant. He said that as a result, the SAO had written a letter to LPD not allowing her testimony in the future.
- He relayed a recent event with retired officer Jimmy Mock. He stated that Mock has been exercising his First Amendment Rights posting in newspaper articles and giving his opinions. He said that Mock was threatened by Chief Womack through Asst. Chief Larry Giddens that he could lose his good standing and benefits of a retired LPD Officer if he continued to post negative things about LPD.
 - He also relayed that SRO Lori Edwards was removed from an assigned school. He said the move was unpopular and prompted a lot of phone calls from the School Board personnel and the public to LPD. He said that Edwards was called in and told to make these calls stop. He said that she felt intimidated by Chief Womack. He said this is the overwhelming feeling of the LPD Officers regarding the Chief and her Administration.

Sherman advised that he has great embarrassment and regret for his actions. He stated that he was completely truthful in answering our questions. He stated that he let his family and a lot of people down, but is relieved to have set the record straight.

Interview with Tiffaney Dwyer Ross 05/13/2013:

On Monday 5/13/13 at approximately 11:00 AM Investigators Brown and Cone interviewed former LPD analyst Tiffaney Dwyer Ross informally, and then obtained a sworn taped statement from her. Tiffaney said she has worked for LPD for eight years as a crime analyst. She was assigned as an analyst to the SIS Division at the Lakeland Airport until 2011 when they moved all of the analysts to the CID area on the second floor of LPD. Tiffaney said she and Eberle hit it off and were friends. They occasionally got together outside of work, but most of their interaction was at the police department. Tiffany said her phone number is 863-860-5390. Although her number stayed the same, she did replace her old phone with a new smart phone in 2011.

Tiffaney advised she recently resigned from LPD amidst the internal investigation. She stated that she was humiliated and embarrassed about the investigation, and decided it was best to resign. Tiffaney said she was not happy about participating in the internal and our criminal investigation.

After placing her under oath, Investigators asked Tiffaney about her interactions with Sue Eberle and different officers and situations at LPD. The following is a summary of the interview. For complete interview details, please see the transcript.

Rawn Haynes (former LPD Officer)

- Tiffaney said she worked with Haynes while at SIS until 2011.
- Haynes hugged and flirted with her and one time in 2010 he asked her if she wanted a photo of him.
- Tiffaney replied "sure" and he texted her a picture of his hand holding his erect penis.
- She deleted it and did not forward it or show it to anyone else.
- Based on the flirting, she knew what kind of photo Haynes was talking about when he asked her if she wanted a photo of him.
- Both she and Haynes were on duty when the photo sharing occurred.
- She never engaged in sexual activity with Haynes because she was going through a separation from her husband at the time.
- She could not remember any sexting with Haynes.
- She did talk with Sue Eberle about Haynes.
- Eberle told Tiffaney that Haynes flirted with her, but she couldn't recall if Eberle said Haynes sent her a photo or not.

Officer Will Long

- Tiffaney said she worked with Will Long when she was on the second floor of LPD (2011 – 2013).
- Will gave her hugs and flirted with her.
- Long made comments about having a prostitute bring Burger King to his house for him.
- She was unsure if he was kidding or not.
- Will also asked her to come to his house for sex. She was unsure if he was on duty or not.
- She and Eberle talked about Will.
- Will would flirt with Eberle and give her hugs as well.
- Eberle told her that Will made her nervous and she did not want to talk to him, especially after the prostitute comment.

Charles Thompson, Asst. Chief of Police (Ret.)

- Tiffaney said former Assistant Chief of Police Charles Thompson used to make inappropriate comments to her before he retired in 2012.
- She remembered one incident outside of the break room at LPD. She and Eberle were together and Thompson told them he would like to be a sandwich in the middle of them.
- She took that to mean he wanted a sexual threesome with her and Eberle.
- Thompson often came by to visit while she and Eberle were working.
- He was flirtatious and talked about getting together sexually with her.

Sgt. Bryan McNabb

- Tiffaney said McNabb approached her approximately five times to have sex while he was on duty.
- Tiffaney said McNabb wanted to go to Tiffaney's house during her lunch hour for sex.
- Tiffaney said she always told him no.
- She said during the 2012 Christmas Party he tried to get her to go in a closet and have sex.
- Tiffaney said she turned McNabb down.
- Tiffaney said they did not text or call each other. Most of the interaction occurred in person when she ran in to him at the PD.

Additional Information:

Sue Eberle & Firefighter David Bivens:

Investigators asked Tiffaney if she had any knowledge of any other on duty relationships. She advised the following:

- Eberle showed her some pictures involving David Bivens from the Lakeland Fire Department.
- Eberle showed her a photo sent to her phone by Bivens.
- Eberle told her the photo was of Bivens' penis.
- It appeared the photo was taken by Bivens and then texted to Eberle's phone.
- Eberle told her she was meeting Bivens on her lunch hour at a hotel for sex.
- There was also an area on Lake Parker where she would meet Bivens at lunch.
- She denied any knowledge of Eberle and Bivens having sex at Red, White and Kaboom in Lakeland in 2012.

Jose Diez (City of Lakeland IT Department)

- There was an incident at LPD in 2012 with Jose Diez, who works for the City of Lakeland in their IT Department.
- Tiffaney said she and Jose Diez kissed and he put his hands on her breasts in the third floor break room at LPD.
- This was a consensual encounter and it occurred while they both were on duty.

Dwyer's Use of D.A.V.I.D.

Tiffaney advised part of her job as a crime analyst was to run information from the DAVID (Driver and Vehicle Information Database) System. Tiffaney at first denied and then later admitted to downloading her boyfriend's information from DAVID and storing it on her phone. Tiffaney stated she never shared the information with anyone and only kept it for the photograph of her boyfriend, Toby Foster.

Interview with Rawn Haynes (former LPD Officer) 05/13/2013:

Background Information:

During extensive sworn interviews with Sue Eberle and Tiffany Dwyer, it was alleged that former Lakeland Police Officer Rawn Haynes had engaged in on-duty conduct of a sexual nature sometime between 2008 and 2010. Eberle reported that Haynes had exposed his penis to her

while she was sitting at her desk at the Lakeland Police Department. Tiffany Dwyer stated that while Haynes was working in the Street Crimes Unit, he sent her a text message photo of his penis to her during work hours. In an attempt to corroborate this testimony, it was decided to contact Rawn Haynes to request an interview. Investigator Beverly Cone was able to make phone contact with Rawn Haynes, and set an appointment to meet with him at the State Attorney's Office on May 13, 2013.

On May 13, 2013 at approximately 2:30 p.m., Mr. Haynes met with Investigators Brown and Cone regarding this case. The beginning part of the meeting was conducted in an informal manner and was not recorded. Mr. Haynes was informed that the SAO was conducting a criminal investigation into specific incidents that had occurred with Sue Eberle and other current and former Lakeland Police Department personnel. Mr. Haynes was advised that his name had been given in sworn statements as a person who had engaged in some inappropriate sexual conduct with Sue Eberle and Tiffany Dwyer. When specifically asked, Rawn Haynes did admit to the alleged acts. He stated that he would cooperate with the investigation and would give a sworn taped interview.

Rawn Haynes was placed under oath and a formal interview began at approximately 3:30 p.m. Below is a synopsis of that interview, but the transcript should be reviewed for complete accuracy:

Rawn Hayne's On-duty Penis Exposure to Sue Eberle:

- Haynes began by telling about his years of service and duty assignments at the Lakeland Police Department.
- He advised that he did work with Sue Eberle and that at some point their relationship evolved into more than just professional sometime between late 2008 until 2010.
- One day while on duty as a Street Crimes Detective, they began talking about having sex with one another.
- They began sexting one another back and forth. He stated that it was possible that they had sent photos back and forth, but he didn't specifically recall that.
- Haynes stated that on one occasion while in Eberle's office he did expose his penis to her. He stated he was standing by her desk and she pointed to his penis and asked "What is that?" When she asked that question, he stated that he pulled his penis out of his pants and showed it to her.
- He stated that they never followed through with their conversations to have sex.
- He stated that he was not aware of anyone else that Sue Eberle was sexually involved with.

Rawan Hayne's Penis Photos Texted to Tiffaney Dwyer:

- He knew Tiffaney Dwyer when she worked at the Airport in the SIS Unit. He was there between January 2009 and September 2010.
- In the middle of 2010, they began having personal conversations, as Dwyer was having marital problems.
- Just as with Eberle, the conversations began getting sexual in nature. However, they never did follow up on the conversation to have a sexual encounter.
- He said it ended abruptly because nothing was really there between them.
- Haynes said that during the brief time they were sexting, he sent her some pictures of his penis and possibly one of him wearing white Hanes briefs. He stated that the picture was of him holding his erect penis. He said that Dwyer possibly sent him a picture of her breasts in a bra and one of the small of her back. He thought it was of a tattoo, but he wasn't sure.
- The sexual conversations and sexting occurred while both were on duty at the Lakeland Police Department.

Haynes stated that he didn't know any information of any criminal acts or sexual misconduct by LPD employees, other than Sgt. Chin. He stated that Sgt. Chin was alleged to have been having sex with another employee at the office. He stated that it was investigated and he retired as a result. He could not recall any other situations. The interview concluded at approximately 3:45 p.m.

Officer Loretta Jackson 05/14/2013:

Background Information:

After conducting extensive interviews with Sue Eberle and reviewing the transcripts of the Lakeland Police Department's Internal Affairs Investigation, it was apparent that Officer Loretta Jackson of the Lakeland Police Department possessed key information pertaining to this case and needed to be interviewed. On the afternoon of May 07, 2013, Investigators Brown and Cone met with Assistant Chief of Police Mike Link at the Lakeland Police Department. He was substitute served with a witness subpoena for Loretta Jackson commanding her to appear at the SAO on 05/14/2013 at 9:00 a.m.

Officer Jackson was a co-worker with Sue Eberle at LPD. Their relationship started out as a professional one, but when Eberle's office was moved to the second floor of LPD near the area

where Loretta Jackson was assigned as a Detective, they began to develop a strong friendship. Over time, Officer Jackson became the one person who Eberle confided her childhood molestation and abuse, her ongoing sexual encounters inside and out of the Lakeland Police Department, and sought advice from her.

Officer Jackson initially did not believe Eberle's stories. She especially doubted those stories which detailed Eberle's ongoing sexual encounters with various LPD officers, supervisors, and administrators. It wasn't until Eberle began providing her sexual oriented text messages and naked photos from the officers as proof that she began to believe her. Initially, Officer Jackson was intrigued by the unbelievable hidden life that Eberle and many of her co-workers were engaged in, referring to it as a soap opera. She saw this as somewhat exciting and it was much different than her personal life which she considered to be fairly boring.

Officer Jackson has experience as a Crimes Against Children Detective. She has worked with many victims and has seen first hand the effects of sexual molestation on children. Over time, she began to feel that Eberle's dysfunctional sexual behavior was a result of her childhood victimization, abuse, and lack of intervention, which made her concerned. She noted that Eberle was not engaging in this behavior for personal gain or physical satisfaction, and began to see that she was being used and victimized by many of the people she was engaged with. She felt that, although Eberle didn't believe so, Eberle's inability to say "no", her desire to please, and her sexual promiscuity made her a target among the LPD officers.

Eberle confided in Officer Jackson her most hidden secrets, asked her not to judge her and turn away, and looked to her for friendship and advice. Officer Jackson stated that when she later realized "what a train wreck" the situation was, she didn't know how to handle it. She kept the information a secret, even the instances that Eberle relayed that she had been raped by LPD officers. In her mind, she questioned whether it had really happened and then whether to deal with it as a friend who was a trusted confidant, or a police officer. She stated that she chose not to bring the issues out, until Eberle asked her to intervene on her behalf amid the internal affair investigation with Eberle and Steve Sherman. She was especially fearful to do so considering the many people that were involved at varying levels of the Lakeland Police Dept. Her main intervention with Eberle was trying to act as an advisor, regularly attempting to dissuade her from risky behavior. Officer Jackson did acknowledge that there were occasions when she would encourage Eberle to obtain and keep text messages and photos of the officers to protect herself. She acknowledged that she began to question if she wasn't part of the problem, and actually tried to stay away from Eberle and her scandalous affairs for a short period of time.

Eberle's initial problems began with the Lakeland Police Department when she refused to turn over her personal phone to the internal Affairs Detectives when asked. Eberle told Officer

Jackson that she didn't want to give her personal cell phone to them because it would ruin many officer's personal lives and careers, not to mention her own. Once Eberle knew she was in trouble, she sought a personal meeting with Chief Womack. When Chief Womack refused and referred her to the IA Detectives, Eberle went to Officer Jackson to intervene.

Officer Jackson then contacted IA Detective Michele Newsome to meet off duty. Officer Jackson had previously worked as a Detective with Michele Newsome, and had a level of comfort with her. Officer Jackson went to meet with Detective Newsome on the evening of March 1, 2013 to attempt to tell her about the situation and to get Eberle a meeting with Chief Womack. Officer Jackson had a long list of names which she had shown Det. Newsome. She told her it had been provided to her by Eberle and it documented the individuals which Eberle had been engaging in sexual encounters with. Many of whom were past and present Lakeland Police Department members. This information was the catalyst which led to the current Lakeland Police Department Internal Affairs Investigation. As a result of that investigation, the Florida Department of Law Enforcement initially looked into portions of the information from the standpoint of a criminal investigation. Later, the State Attorney's Office picked up the investigation after Eberle changed her mind to cooperate in a full criminal probe.

Interview with Officer Loretta Jackson – 05/14/2013:

On the morning of May 14, 2013, Officer Loretta Jackson came to the SAO pursuant to her subpoena. Investigators Brown and Cone conducted a sworn taped interview with her. Officer Jackson was questioned as to her knowledge of the sexual related conduct and actions of Sue Eberle and numerous other former and current police officers at the LPD. Below is a synopsis of that interview, but the transcript should be reviewed for complete accuracy:

Information Relayed to Loretta Jackson from Sue Eberle

Sgt. Bryan McNabb

- Jackson knows Bryan McNabb to be a Sgt. with LPD.
- Officer Jackson indicated that she could not recall any pertinent information regarding Sgt. Bryan McNabb.

Captain John Thomason

- Jackson knows John Thomason to be a Captain with LPD.

- Sue Eberle relayed to her that Capt. Thomason was having an ongoing affair with Eberle's friend Kelly Keen.
- Indicated that Eberle introduced them and also acted as an intermediary between Keen and Capt. Thomason in the beginning of their relationship.
- Eberle told her of an incident when Capt. Thomason and Kelly Keen were having sex in Lake Parker Park while on duty. She was told that they almost got caught by another LPD Officer that was on patrol and came near the vehicle during the encounter, but he never stopped.
- During the beginning of the affair with Capt. Thomason & Keen, Eberle told her that Capt. Thomason took a picture of his penis in the LPD locker room/bathroom on Eberle's electronic device. He then gave the device back to Eberle to forward the picture to Kelly Keen because he didn't want to do it from his phone. Eberle forwarded the picture of Capt. Thomason's penis to Kelly Keen and Officer Jackson to see.
- Jackson did view a picture of the penis on her phone which Eberle sent her. Although it did not have Capt. Thomason's face in it, she knew the picture to be taken in the LPD locker room/bathroom based on the background. She also noted the person's body shape and frame to consistent with that of Capt. Thomason. Based on Eberle's account and what she had personally viewed, she had no doubt the picture of the penis was that of Capt. Thomason.
- Eberle also told her that Capt. Thomason had asked Eberle to meet him to have sex also. However, Eberle said she never did.
- Jackson also heard many rumors that Capt. Thomason had many affairs with other women, and suspected it to be true based on the way other women had talked about him at Club Kathleen where she had worked details in the past.

Sgt. Rusty Longaberger

- Jackson knows Longaberger to be a Sgt. with LPD.
- Eberle liked Longaberger and had had ongoing sexual encounters with him on duty and off.
- Eberle & Longaberger arranged to meet in Orlando at her motel room to have sex on a couple of occasions while Eberle was there for work related training.
 - On the 1st occasion that Longaberger went to Orlando to have sex, Eberle called Jackson while he was still there and was taking a shower in her bathroom. She said that he was about to leave and did not relay anything out of the ordinary about the encounter.
 - On the 2nd occasion, Jackson said that Eberle called her crying and said "I can't believe what he did. He raped me. He started getting aggressive and flipped me over and put it in my butt." She said she didn't understand why he would do

that, and asked Jackson to talk to him about it. Jackson told her she didn't know how, as he was a Sgt. in the agency. She told Eberle to think about for a couple of days and if she still wanted her to, she would figure out a way.

- A few days later Jackson saw Eberle walking out of the LPD with Longaberger and talking to him. Jackson said she confronted her about why she was talking to him, and she said that he had apologized for hurting her. Eberle said that Longaberger told her it had always been a fantasy of his to rape someone. Eberle told Jackson she did not need to talk to him about it.

Sgt. David Woolverton

- Jackson knows David Woolverton to be a Sgt. with LPD.
- Eberle confided in her that Sgt. David Woolverton had also raped her in her office when it was located downstairs on the first floor.
- Eberle said that he had grabbed her and pushed her across the desk and raped her.
- Eberle said that she was really upset and scared. She went and reported the incident to LPD Victim Advocate Jackie Suggs.
- She said that she was not close to Eberle when the incident occurred, but Eberle had confided this to her when she moved up to the second floor.
- Jackson heard rumors around LPD that Woolverton was known to cheat on his wife, and said she had heard about him leaving a SWAT competition to meet another woman.

Lt. Al Wilson

- Jackson knows Al Wilson to be a Lieutenant with LPD.
- Eberle told her that Lt. Wilson wanted to have sex with her, but that he was afraid of getting caught.
- Eberle told her that Lt. Wilson would call her into his office and flirt with her during the work day.
- Eberle relayed an occasion when Lt. Wilson called her into her office and grabbed her buttocks and told her that "she had a nice butt for a white girl". She also stated that Lt. Wilson took her hand and placed it on his penis for her to feel.
- Jackson told of one instance that upset her. She stated that Eberle called her and asked her for a favor. She said that Lt. Wilson wanted her to go to his home to have sex during their lunch break. Eberle asked Jackson to monitor the radio traffic and to call her if Lt. Wilson's wife, Felicia Wilson, got on the radio. Jackson attempted to change Eberle's mind telling her that it was a bad idea. She told her that they lived in a gated community and that they would write her tag number down. Jackson is unaware if Eberle and Lt. Wilson met for a sexual encounter or not.

- She recalled one occasion when Eberle showed her a text message on her phone that had been sent by Lt. Wilson. The text stated that Lt. Wilson's wife was out of town and he was going to come to Eberle's motel room in Orlando to have sex.
- Jackson's only other knowledge of Lt. Wilson's behavior was when she was told by a DCF Attorney that Wilson was a womanizer and had made a pass at her as well.
- Jackson was very reluctant to hear or get involved in Lt. Wilson's affairs as he was the administrator who had placed her back into patrol as disciplinary action.
- Jackson also relayed that she had a long history with Lt. Wilson. Back when he was a Sgt., Wilson pursued her for a period of time to go out with him on a date.
- On one occasion when Al Wilson was pursuing her, he grabbed her and kissed her on the mouth when they were riding the elevator together at LPD. She was very upset and told him not to do that again. She did not report it because she handled the situation herself.

Officer Dan Jonas

- Jackson knows Dan Jonas to be a Police Officer with LPD.
- Eberle told her that Officer Dan Jonas was a freak and very weird in his sexual desires. Eberle told her that they had been sexting and sending naked photos to each other on duty.
- On one occasion Eberle sent Jackson a Facebook conversation between Eberle and Jonas. The message depicted his very bizarre sex life and things he wanted to do.
- Eberle sent Jackson pictures of Jonas which showed him in women's lacy lingerie, stockings and boots. It showed Jonas' penis pulled to the rear between his buttocks.
- Eberle said Jonas sent her a pic of him wearing women's panties while on duty.

Asst. Chief of Police (Retired) Charles Thompson

- Jackson knows Charles Thompson to be a retired Assistant Chief of Police with LPD.
- Eberle told Jackson that former ACOP Charles Thompson had approached her to have sex with him.
- She told Jackson that ACOP Thompson had her come to his apartment on one occasion, but she got scared because Officer Roslyn was there in the same complex.
- Eberle told Jackson of an instance when ACOP Thompson grabbed and kissed her on the mouth when the elevator at LPD shut with them in it.
- Eberle told her that Thompson enjoyed sexting and they sent a lot of sex messages back and forth on and off duty.

- Eberle said that ACOP Thompson wanted her to perform oral sex on him. She was not attracted to him. However, Eberle told Jackson that she would have sex with him.

Former Officer Steve Sherman

- Jackson and Steve Sherman are friends. Steve Sherman was a former LPD Police Officer. They worked on the same squad.
- Eberle had relayed to her that she was involved in a sexual relationship with Sherman.
- Prior to the internal affairs investigation into Eberle and Sherman, Eberle called her and advised that Sherman was going to get written up by Sgt. Gary. This was a result of Sgt. Gary catching them together while Sherman was on duty. Sgt. Gary ran her tag and knew it was Eberle that was with him.
- Eberle admitted to her that they were having sex that day they were caught.
- Eberle told her that she wasn't going to tell because she didn't want him to get into trouble.

Officer Scott Hutton

- Jackson knows Scott Hutton to be an officer in the LPD Traffic Unit.
- Eberle told her that Hutton and Tiffaney Dwyer had been having a sexual relationship.
- Eberle told her that Tiffaney was in love with him, but Hutton didn't initially show any interest in her because she was too heavy.
- Eberle told her that once Tiffaney learned this she began to lose weight.
- Eberle said that Hutton eventually gave in and was giving Tiffaney a "Pity screw".

Former Officer Rawn Haynes

- Jackson knows Rawn Haynes was a former LPD Officer, but could not recall anything pertaining to him.

Officer George Vidal

- Jackson knows George Vidal to be an LPD Patrol Officer.
- Eberle told her that she had sex on one occasion with Vidal.
- She told Eberle to leave him alone as he was old. There was no other information she could recall.

Officer Kevin Shiver

- Jackson knows Kevin Shiver to be an LPD Officer that worked with computers at SIS.
- Eberle told her that she had sex with Shiver, but was concerned about him telling his brother that is also a Sgt. with the LPD.
- She remembered that Shiver drove a silver Ford Expedition. She was unsure if he ever drove a green one, but they switched leased vehicles often at SIS.
- She did not have any knowledge of any services or computer work he may have performed for Eberle. She couldn't recall any other information or issues with Shiver.

Officer Ian Kendrick

- Jackson knows Ian Kendrick to be an LPD officer in a plain clothes specialty unit.
- Eberle showed her when Kendrick would text her on duty to arrange sexual encounters.
- Eberle told her of numerous sexual encounters that she had with Kendrick. She thought they were on-duty encounters on Eberle's lunch hour.
- Eberle told her of an occasion they went to his aunt's house on her lunch hour and had sex.
- Eberle said that he wanted to use a condom, but she would not let him because she was allergic to latex. She said that Kendrick was concerned.
- Eberle had forwarded her two photos of Kendrick. One he was wearing see through underwear and you could see his penis pulled up behind between his legs. Another photo was of him masturbating.
- Eberle told her that Kendrick wanted to have anal sex with her. He also didn't want a quick encounter because he wanted to take his time.
- Eberle showed her a text from Kendrick when he was travelling to a funeral in Miami with Will Long. Eberle said that Long had told Kendrick about having sex with Eberle and it upset him because he didn't know about others she was sexually involved with. Eberle told her that she did admit to Kendrick that she had performed oral sex on Will Long.

Sgt. Tony Lewis

- Jackson knows Sgt. Tony Lewis to be on the LPD Motorcycle Unit.
- Eberle told her that she and Sgt. Lewis would sext each other.
- He had talked about his desire for a threesome with Tracy Grice and Katina Lewis.

- Eberle told her that she did not like Lewis. She said he was annoying always shoving church down everyone's throat, but yet he was always sexting her.
- Eberle told her he wanted to sext while he was at the memorial in Washington D.C.
- Eberle never showed her any of his texts or photos, but she got onto Eberle for sending out nude pictures of herself.

Officer John Skjefte

- Jackson knows John Skjefte to be a retired LPD motorcycle Unit Officer.
- Eberle told her that they had had sex with each other, but it was unknown if it was on or off duty.
- She had not seen any photos or text messages from him.

Officer Marcus "Marc" Patterson

- Jackson knows Marc Patterson to be a retired LPD Officer that was assigned to the training center.
- Eberle told her that Patterson had performed oral sex on her numerous times on duty during her lunch hour. She thought it was at the training center.

Detective Rick Gries

- Jackson knows Rick Gries to be an LPD detective assigned to investigate property crimes.
- Eberle told her that Gries had exposed his penis to her while on-duty at the Lakeland Police Department.
- Eberle told her that she was upset as Gries' wife worked there at LPD.
- Eberle told her that Rick Gries would have sex with anyone.

Officer Adrian Rodriguez

- Jackson knows Adrian Rodriguez to be an LPD Officer in a specialty unit.
- Eberle showed her a text from Rodriguez where he was requesting more pictures from her.

Officer Will Long

- Jackson knows Will Long to be an LPD Officer in the traffic unit.
- Eberle told her that Long was approaching her for sex during the time he was going through a divorce.

- Eberle told her that she didn't want to, but finally gave in and gave him oral sex when she went to his apartment.
- Eberle told her that Long was picking up prostitutes in his patrol car to have sex to satisfy his physical needs.
- LPD Officer Julio Pagan told her that he had stopped a prostitute to solicit some information on a case. The prostitute told him to pull off down the street thinking that he wanted oral sex from her. She said "You want me to give you a blow job like the other officer. He told her that he told her no and left the area. He didn't know the Officer she was referring to, but she suspected Long because of the information Eberle had relayed.

Officer Derek Gulledge

- Jackson knows Derek Gulledge to be an LPD Police Officer.
- She had some dealings, but really didn't know much about him.
- Eberle told her that she was the go between with him and Kelly Keen.
- Eberle told her that Kelly and Derek met up at Lakeland Hills to have sex while he was on duty. Kelly was working at Fifth Third Bank.
- Eberle also told her about an instance where Gulledge and Lori Gries had a sexual encounter at a rental home.

Fire Inspector David Bivens

- Jackson knows David Bivens to work for the Lakeland Fire Department.
- She knew that Bivens and Eberle had been having an ongoing sexual relationship. She believed that Eberle had feelings for him. Eberle referred to him as her boyfriend.
- She saw Bivens when he would come to LPD to see Eberle.
- Eberle showed her text messages from Bivens to meet up and have sex.
- Eberle showed her a photo of Bivens nude with a dildo in his butt. He told Eberle that he wanted her to use it on him.
- Eberle told her of an occasion when they had sex in his bed at Biven's home. She said that she "left something" in the bed for Biven's wife to find. She wasn't sure what she had left.
- Eberle told Jackson of another incident when he consoled her at Officer Crispen's funeral, and then took her to have sex in a parking lot near the reception after the funeral. There were people all in the area.
- Bivens wanted Eberle to have a sexual threesome with him and his brother, as well as a black male that was a clerk at a local motel.

- While working the Red, White, Kaboom Event for the 4th of July in 2012, Eberle told her that Bivens had taken her into his office at the Lakeland Fire Department and had sex with her in his desk chair with a lot of people coming and going from the department. She learned this was taking place on the other side of the wall when she was at the fire department using the restroom. Jackson said she got freaked out.
- She felt Eberle would do anything to please Bivens. She considered Bivens to be a real problem because of the way he used and abused Eberle. She really disliked him for the way he treated and used Eberle.

Jose Diez

- Jackson knows Jose Diez to be an IT worker for the City of Lakeland.
- Eberle relayed that Diez wanted to perform oral on her in the storage closet at LPD.
- Jackson told Eberle not to do that.
- Eberle told her that she and Diez did have sex before. Eberle did not relay any details about the encounter.

George Brooks

- Jackson knows George Brooks to be a retired administrator with the City of Lakeland.
- Jackson believed Eberle had a sexual relationship with him.
- Eberle suggested that Jackson consult with him for advice when a previous LPD internal investigation was going on.

Interview with Kelly Keen – 05/14/2013:

On 5/14/13 at approximately 2:00 PM Investigators Brown and Cone obtained a sworn taped statement from Kelly Keen. Kelly said she is a longtime friend of Sue Eberle. Kelly works at Fifth Third Bank in Lakeland and does not have any affiliations with LPD. Kelly said she is aware of a lot of Eberle's past including the molestation of Eberle by her uncle. Kelly said she and Eberle have grown apart, but up until recently were very close.

Officer Derek Gullede

- Kelly advised Eberle introduced her to Officer Derek Gullede at LPD in 2009.
- Kelly said she and Gullede started to talk and eventually met in person.
- She said she met at McDonalds on Hwy 98 North in Lakeland on one occasion and then

again at a Wendy's in Lakeland.

- She said they just met briefly and talked.
- Kelly said on another occasion, Gullledge asked her to meet him as she left work one night at a cemetery on Hwy 98 South just south of McDonalds and Grove Park.
- She said the cemetery was on the same side of the road as Grove Park.
- Kelly said Gullledge asked her to have sex with him and she said no.
- She said she performed oral sex on him while he was touching her between her legs under her clothes.
- Kelly said it was night time and she was unsure if Gullledge was on duty or not.

Captain John Thomason

- Kelly met Captain John Thomason at LPD one time while visiting Eberle.
- After they met, she and Thomason exchanged cell phone numbers and started texting.
- **1st Sexual Encounter** – She & Thomason met in the parking lot at Grove Park Publix. She said they kissed and he playfully grabbed her breast during the encounter. Kelly said she thought Thomason was off duty because he was driving his tan truck.
- **2nd Sexual Encounter** – On the second sexual encounter, she and Thomason met in a parking lot in downtown Lakeland. She said Thomason was off duty. She said she performed oral sex on him in his truck in the front seat. She said while she was performing oral sex on him he was touching her in her vaginal area under her clothes.
- **3rd Sexual Encounter** - Their last sexual encounter came when she picked Thomason up from LPD on her lunch hour. He got into her vehicle and they drove to Lake Parker Park. They parked and got in to the back seat of her SUV. While in the parking lot they performed oral sex on each other. Her pants were off and Thomason had his pants pulled down. She said he ejaculated. During the sexual encounter, a LPD officer patrolling the area drove by. She was nervous and Thomason told her not to worry about it. Thomason was not in uniform. She said he was wearing dress pants and was not wearing any credentials. She did believe he was on duty.
- On another occasion she received a text message from Eberle.
- The photo was of a penis and Eberle told Kelly it was Thomason's penis.
- Kelly said she was embarrassed for Thomason and can't remember ever having a conversation with him about it.
- She believed Eberle when she told her it was Thomason's penis.

Other Information Related to Sue Eberle:

- After speaking with Kelly about her personal experiences with LPD personnel, we asked her if Eberle ever told her about a forced sexual situation that occurred with an officer.
- Kelly said she remembers Eberle telling her about a rape that occurred in Eberle's office at LPD.
- She said the officer talked her into having sex and was very demanding after she told him no.

- Eberle said she never reported it. Kelly said Eberle told her who the officer was but Kelly could not recall the name.
- Kelly said Eberle recently told her about a second rape that occurred. Eberle did not go in to any details and did not give Kelly the name.

Interview with Evelyn Ramirez Berrazueta 05/21/2013:

Investigators Cone and Brown interviewed Evelyn Berrazueta, a LPD civilian employee, at the State Attorney's Office on 5/21/13 at approximately 10:00 AM. Berrazueta was sworn and the interview was recorded. Following is a summary of the interview.

- Berrazueta has worked at LPD since 9/11/2006. She has been assigned to many different departments in the agency including communications.
- She remembers having a confrontation with former Assistant Chief of Police, Charles Thompson four or five years ago. She can not remember the exact details.
- Thompson said or did something that made Berrazueta angry while she was working in the communications center. She remembers making a sharp retort and Thompson getting angry at her for replying in the manner she did. Berrazueta was talked to by her supervisor.
- Berrazueta blocked the event out and stated she has a bad memory.
- Berrazueta tried to stay away from Thompson because she got a bad vibe from him. He had a reputation for being flirtatious, but she could give no specific examples.
- Thompson contacted Berrazueta recently and wanted to meet for lunch. Berrazueta said it was unusual for Thompson to contact her as they are not friends. She did not meet him for lunch. She did meet Thompson to exchange some property he had at LPD, however they did not get out of their vehicles or have a conversation.

Interview with Jackie Suggs 05/29/2013:

On 5/29/13 at approximately 9:30 AM Investigators Cone and Brown interviewed LPD victim advocate Jackie Suggs. Suggs was placed under oath and the interview was recorded. Following is a summary of the interview.

- Suggs has been employed as a victim advocate for LPD for about thirteen years.
- Her duties include assisting victims of crime.
- She had a working relationship with Sue Eberle. The victim advocate's cubicles were close to the analyst's offices when the analysts were on the first floor of LPD.
- About four or five years ago Suggs entered Eberle's office. Suggs could tell by Eberle's behavior something was wrong. Eberle had her head down and looked sad.
- Eberle told Suggs she was raped by Sgt. Woolverton in her office.

- Eberle said she was afraid.
- Sgt. Woolverton worked in the patrol area and wore a uniform to work.
- She did not observe Sgt. Woolverton going into Eberle's office, but it was not unusual for officers to go in and out of the analyst's offices for work related purposes.
- Suggs did not report Eberle's claims to anyone because Eberle is a "grown woman". Suggs did not counsel or offer services to Eberle.
- Suggs did not tell anyone other than her husband. She did not follow up with Eberle because she did not want to hear anything else.
- After being told about the rape, Suggs saw Eberle talking to Sgt. Woolverton around the office.
- Suggs said she doesn't like the fact Eberle is involving so many people in this "mess" and she resents being pulled in to it. Suggs added she doesn't normally blame the victim but Eberle should have reported it at the time instead of four or five years later. She offered no explanation for why she, a knowledgeable victim advocate, did not report it.

Interview with John Loute – 05/31/2013:

In a previous interview with Sue Eberle, she indicated that in 2012 she met David Bivens of the Lakeland Fire Department while she was on her lunch hour at La Quinta Inn in Lakeland. Eberle stated that she and Bivens went in to "Big John's" office at the motel. Eberle did not know John's last name and only described him as the black male manager. She stated that Bivens was working and was in uniform at the time of the meeting. Eberle stated that while in the manager's office, David Bivens disrobed her and asked if she would have sex with "Big John". Eberle said she would not. She said John gave Bivens a room key and they had sex in one of the rooms at the hotel.

In an attempt to corroborate this portion of Eberle's statement, Investigator's Brown and Cone went to the La Quinta located at 1024 Lakeland Park Center Dr., Lakeland, FL on 05/31/2013. Shortly after arriving, contact was made with the manager of the location. He was a black male identified as John Loute. Mr. Loute agreed to meet with us and give a statement.

Mr. Loute was placed under oath and a sworn taped interview was conducted in a vacant conference room at the motel. Below is a synopsis of John Loute's statement, but the official transcript should be referenced for complete accuracy:

- He was recently interviewed by two Detectives from the Lakeland Police Department regarding Sue Eberle and David Bivens.
- He notified Bivens of the interview with the LPD Detectives shortly after on May 24th. He indicated that it was a brief three minute conversation that he had with Bivens.
- He identified a photograph of David Bivens. He has known him for approximately ten

years. He initially met him through a close friend, who was Bivens' neighbor in the Summerlin Hills sub-division. They used to get together for neighborhood block parties and other social events. He indicated that he knows Bivens' wife and family. He knows Bivens to work for the Lakeland Fire Department, possibly in a supervisory capacity.

- Loute left the area for a period of time, but returned to manage this La Quinta location on 04/02/2012.
- He stated that Bivens had never come to the hotel in his professional capacity with the fire department.
- He recalled that upon his return to the Lakeland La Quinta as the manager, he was re-acquainted with Bivens after joking with some fire inspectors one day about Bivens owing him money. He recalled that Bivens either called him or stopped by to visit after his colleagues had passed on the joke.
- He then identified a picture of Sue Eberle. He said that she was a woman that he met with Bivens at the La Quinta not too long after his return in 04/2012.
- He stated that Bivens either called or texted him asking for a favor. Bivens requested Loute give him a room at the La Quinta for a sexual encounter. He told Bivens that he would arrange it.
- Bivens and Eberle showed up a day or two later. It was during daytime business hours on a week day. He brought Bivens and Eberle into his office to give them a key to a room. Bivens introduced Eberle as someone that also worked for the City of Lakeland.
- He stated that they both were excited, "playful", and that it was obvious they were there for a "booty call" – meaning to have sex.
- When pressed by Investigators for the specifics of what he meant by playful, he recalled Bivens fondling and exposing Eberle's breast.
- He recalled Eberle to be wearing a short dress that day and Bivens to be in dress clothes, but not a uniform.
- He recalled seeing Eberle's panties during the "playfulness", but didn't recall seeing her vagina.
- He recalled some conversation, possibly at a later time, about the sexual encounter and him possibly being included.
- He stopped short of saying that Bivens asked Eberle to have a threesome that day.
- He indicated that he gave Bivens a key to a room for the purpose of them having sex. Bivens confirmed to him later that he and Eberle had sex that day.
- He did have text messages and phone conversations with Bivens before and after the sexual encounter. He said that he and Bivens did have explicit conversations about his encounter with Eberle.

Interview with Captain John Thomason – 6/7/13

Pursuant to an Investigative Witness Subpoena, Captain John Thomason was interviewed at the State Attorney's Office by Investigators Brown and Cone on 6/7/13 at approximately 10:00 AM. Thomason was placed under oath and interviewed. The interview was recorded and transcribed. Thomason has been employed by the Lakeland Police Department since 1985. He

started as an officer in patrol and was subsequently promoted to Sergeant and then Lieutenant. Thomason was promoted to the rank of Captain in October of 2011. Following is a summary of our interview with Thomason.

- Thomason met Eberle while working at LPD. Eberle was a crime analyst and their paths crossed often at work. Thomason was not in Eberle's direct chain of command.
- Over the last four or five years, they got to know each other better and had a friendly, joking relationship. They engaged in sexual talk and innuendo while at work.
- They talked about getting together for sex but never did. They engaged in sexual conversation in person while working at LPD. He does not believe they texted or talked on the phone about potential sexual encounters.
- Although unsolicited, Eberle "flashed" Thomason a photo of her vagina on her phone while they were at work. Thomason could not see if it was Eberle or not, but she said it was.
- Thomason met Kelly Keen one day in 2010 at LPD while she was visiting Eberle. He was somewhat attracted to her and wanted to pursue her for sex.
- One day in 2010 or early 2011, Eberle told Thomason to take a photo of his penis so she could send it to Keen. Thomason took Eberle's phone in to the bathroom at LPD and took a photo of his non erect penis. He gave the phone with the photo on it back to Eberle. He believes Eberle sent the photo to Keen due to some later conversations with Keen.
- Thomason said this did not occur while he was on duty, although it did occur at LPD. He said the day this occurred, it was late in the afternoon and he was already off duty because he was taking the rest of the day off.
- Thomason regrets this act and says it was stupid.
- Thomason said he met Keen several times between 2010 and the first part of 2012 for sex. They met after hours in different locations and engaged in oral sex and fondling, usually in her vehicle. Thomason said he was always off duty when he met with Keen.
- On one occasion in late 2011 or early 2012, Thomason met Keen in the parking lot at Searstown in Lakeland at around 3:30 or 4:00 PM. He got in her vehicle and they drove to Lake Parker Park. The entrance is off of Lakeland Hills Blvd. behind the FHP station. There is a secluded area where they parked.
- Thomason said he had left work for the day and was off duty. Thomason said he believes he was in his uniform pants and a t-shirt. He left his uniform shirt and duty belt in his vehicle.
- While engaged in sexual contact at Lake Parker Park, an LPD officer patrolling the area drove by. The officer did not make contact with them, but Thomason said he worried about it because it would have been embarrassing and uncomfortable if the officer saw them. They were there for a total of fifteen or twenty minutes.
- Thomason has not had any contact at all with Keen in 2013 and has not talked to her about this investigation.

Interview with Lt. Al Wilson – 6/11/13

Lt. Al Wilson was interviewed by Investigators Brown and Cone and Assistant State Attorney Brad Copley pursuant to an investigative witness subpoena on 6/11/13 at approximately 2:00 PM. Wilson was accompanied by attorney Kelly Collier. Wilson was placed under oath and the interview was recorded. Wilson was asked about his law enforcement background and his interactions with Sue Eberle. Following is a summary of the interview.

- Wilson started as a law enforcement officer with the Polk County Sheriff's Office in 1989. He worked there until he was hired by LPD in 1992.
- Wilson worked in many different areas of LPD and was promoted to Sergeant in 1997. Wilson was subsequently promoted to Lieutenant in 2003.
- Wilson ran CID until 2012 when he was transferred to Special Operations over several units including traffic and swat.
- Wilson has a work cell phone provided by LPD however he uses his personal phone as well for work. Wilson also uses his work phone for personal reasons.
- Wilson has known Sue Eberle for approximately five or six years while she has worked as a crime analyst at LPD. Wilson was not in her chain of command.
- They worked well together and she helped him a lot with work projects.
- Eberle was always a big flirt and eventually the relationship turned personal. Wilson said she tried to get him to have sex with her on many occasions. While Eberle was in class in Orlando, she tried to get him to drive over and meet her there for sexual purposes.
- Eberle told Wilson she wanted to have sex with him because he would be a prize for her and that she had never had someone like him.
- Wilson never had sex or sexual contact with Eberle nor has he met her for any reason while he was off duty.
- Wilson and Eberle engaged in mutual flirting and sex talk from 2010 to 2012.
- On one occasion he walked in her office and she maneuvered her legs in a position to expose her panties to him.
- Eberle used to show Wilson photos of herself on her phone. There were photos of Eberle in lingerie and videos of Eberle masturbating. Wilson does not remember asking Eberle to take the photos and said they were unsolicited.
- Wilson did not send or show any photos of himself to Eberle.
- Wilson recalled on one occasion Eberle came into his office at LPD. She rubbed up against him and Wilson touched Eberle over her clothing between her legs. Eberle and Wilson were on duty when this occurred. This act was not against Eberle's will.
- Eberle was very aggressive about wanting to have sex and told Wilson not to worry and that he wouldn't get in trouble. She also said she has done this before.
- Wilson said he was stupid and he does not know what he was thinking. It was a flirtatious thing that got out of hand.
- There were never any discussions about meeting Eberle at his house during lunch for sex.
- Wilson denied grabbing Eberle's butt and telling her she had a big ass for a white girl.

- Wilson knows Loretta Jackson and he used to be her supervisor. He denied any personal relationship with Jackson and denied any physical contact with her.

Interview with Sgt. Bryan McNabb – 6/12/13

Sgt. Bryan McNabb was interviewed by Investigators Cone and Brown at the State Attorney's Office on 6/12/13 at approximately 8:00 AM. McNabb was summoned to appear by investigative witness subpoena and was accompanied by attorneys Debra Gell and Nicholas Fiorentino. McNabb was sworn and the interview was recorded. Following is a summary of the interview.

- McNabb has worked at LPD since 2003. He worked in patrol, swat, and street crimes.
- He was promoted to Sergeant in November of 2010. He has been the training Sergeant since May 2012. He works out of an office on the second floor of LPD.
- McNabb knows who Sue Eberle is and he has seen her around the station. He does not know Eberle on a personal basis and he does not interact with her. Eberle's work area in CID was across the hall from McNabb's office.
- McNabb never had a conversation with Eberle, however she passed him in the hall at LPD one day and asked for his phone number. McNabb said he did not give it to her.
- McNabb recalled on one occasion in October or November of 2012 he was walking to his car in the LPD parking lot. Eberle was also walking in the parking lot. When McNabb opened his door, Eberle said to him that she still didn't have his number. McNabb said "ok".
- According to McNabb, Eberle then inferred she gave good oral sex. McNabb said "ok".
- McNabb left and thought it was fairly odd. It never happened again. He did not file a complaint or initiate administrative action because it was not a repeated act but in hindsight he should have.
- McNabb has never been touched by Eberle nor has he asked her to touch him.
- There were no other sexually related conversations.
- He denied asking for her telephone number.
- He never called or texted Eberle. He never sent any inappropriate texts or emails.
- He has never had a conversation with Eberle about her clothing or about her underwear.
- McNabb knows Tiffaney Dwyer and has worked with her at LPD.
- McNabb denied any sexual talk with Dwyer.
- He has never asked Dwyer to have sex with him, on or off duty.
- He did not ask Dwyer to have sex at the LPD Christmas Party.
- McNabb said he is talkative, but not flirtatious.

- McNabb was asked about going missing and having sex at a swat roundup with a woman other than his wife. McNabb said he was separated from his ex-wife and was having sex with a girl he was dating.
- McNabb said his nickname "McNasty" is not because of his orientation or speech with females at LPD and he is not sure of the origin. He said the nickname "nasty" is a throwback to his time in the Marine Corps.
- He does not know why Eberle and Dwyer would lie about his involvement with them.

Given McNabb's denial of all of the allegations involving Eberle and Dwyer, and taking into account the consistency and corroboration of Eberle's prior testimony, McNabb was offered a polygraph examination. McNabb, through his attorney, declined to take the polygraph.

Interview with Officer George Vidal – 6/12/13

Officer George Vidal was interviewed on 6/12/13 at approximately 9:00 AM pursuant to an investigative witness subpoena. The interview was conducted by Investigators Cone and Brown. Assistant State Attorney Brad Copley and attorney Debra Gell were present. Vidal was sworn and the interview was recorded. Below is a summary of the interview.

- Vidal has been employed at the Lakeland Police Department since 1996.
- He worked as a recruiter in the General Services Section on the second floor of LPD for six years from 2002 to 2008. He is currently assigned to patrol.
- As part of his duties as a recruiter he sat on a board that makes recommendations about hiring and deciding who will go to the police academy. He also performed background checks.
- He has known Sue Eberle since she came to LPD as a crime analyst. He did the background check on her.
- Eberle told Vidal she was considering going to the police academy. LPD was talking about sponsoring people through the academy. She did not put in her paperwork.
- Their paths crossed professionally.
- Vidal was a member of the Employee Association. He occasionally took items for recruiter purposes out of the closet on the third floor that held Employee Association merchandise.
- Eberle is very outgoing and uses strong language. He tried to limit contact with her.
- She was flirtatious and occasionally put her hand on him. She brushed against his leg a few times. He was flattered but there is no place for that in the office.
- He initially denied sexual intercourse with Eberle. He then stated there was an incident in the third floor office approximately eight years ago when he was in there retrieving merchandise. He had gotten the key and was in there with the door open. Eberle walked in and started brushing up against him.
- Vidal said he had a low blood sugar episode and went down on his knees. It was sort of foggy and he blacked out.

- Vidal has ED (erectile dysfunction) and could not get an erection. She straddled him while he was on the floor. Eberle unbuckled his pants and they were attempting sexual intercourse.
- There were times he would massage her shoulders at work in her office. He is not trained in massage.
- There were no other incidences of sexual contact.

Interview with Rick Gries – Interview on 6/12/13

Detective Rick Gries was interviewed pursuant to an Investigative Witness Subpoena on 6/12/13. Present were Investigators Cone and Brown, Assistant State Attorney Brad Copley and Attorney Rusty Franklin. Gries was sworn and the interview was recorded. Below is a summary of the interview.

- Gries has been an officer with LPD for ten years. He was a corrections officer previously.
- Gries has worked in patrol, neighborhood liaison, street crimes and CID.
- He has been a detective in property crimes since November 2012.
- He met Eberle when he was an officer in neighborhood liaison and she was an analyst. They had a working relationship. She was very friendly and flirtatious.
- At some point during their relationship, it turned personal. He asked one day what she was wearing, referring to the spandex bottoms she had on. She lifted up her shirt and said something to the effect of you want some of this.
- Their conversations turned sexual and they talked about each other's body parts.
- Gries showed Eberle a picture of his penis and she showed him a picture of her vagina on their cell phones.
- They talked about meeting off duty, but never did.
- They talked sexually in person, but he does not think they engaged in sexting.
- One day he touched her butt while they were walking in the hallway.
- There was an incident while Gries was in neighborhood liaison when he was in her office at LPD. Eberle grabbed Gries' penis over his clothes. He was wearing shorts and Eberle may have touched his penis when she grabbed him.
- These acts occurred while they both were on duty.
- Gries engaged in some friendly banter with Tiffaney Dwyer but they never engaged in any sexual behavior or contact.
- Gries is embarrassed by his behavior.

Interview with David Bivens – On 6/12/13

Lakeland Firefighter David Bivens was interviewed on 6/12/13 at the State Attorney's Office by Investigators Brown and Cone. Assistant State Attorney Brad Copley and attorney Tom McDonald were present. Bivens had been issued an Investigative Witness Subpoena to appear. He was sworn and the interview was recorded.

- Bivens has worked for the Lakeland Fire Department since 1990. He was a firefighter and EMT. He worked his way up and he was promoted in 2002 to a fire inspector. He is also a sworn law enforcement officer and is considered a reserve officer for LPD.
- Bivens met Eberle many years ago when she worked in risk management with the City of Lakeland.
- Their relationship evolved into a personal one. They became friends and met occasionally for sex. They met once or twice a year for the last seven or so years.
- They exchanged photos and videos of their private areas. This occurred mostly at night when they were not working.
- They engaged in sexual intercourse at the Lakeland Fire Department twice. One was July 3rd, 2012 for Lakeland's Red, White and Kaboom. He was present to oversee the fireworks and make sure of everyone's safety. Bivens said he was not in uniform but did have his radio. He can not recall if he was on duty or not.
- They met during the event by chance. They arranged to meet at the Fire Department for sex. Bivens and Eberle engaged in sexual intercourse in his cubicle on his chair. The blinds were down so no one could see.
- The second incident at the Fire Department occurred in 2012, but he is unsure of the date. They had sex in his cubicle again on his chair. The time was approximately 5:15 and his shift had ended.
- Bivens knows John Loute and they have been friends for years. They see each other socially. Loute works for La Quinta Inns in north Lakeland.
- Loute provided a room for Bivens and Eberle for the purpose of sex. Bivens had left work for the day and Eberle was on her lunch hour. He parked at Watson Clinic and she picked him up. He left his uniform shirt and credentials in his vehicle. He had on a t-shirt and his uniform pants.
- Bivens denied engaging in any foreplay or exposing any body parts with Eberle in front of Loute. He also denies encouraging Eberle to engage in sexual intercourse with Loute.
- Eberle and Bivens engaged in sexual intercourse in her vehicle after Officer Arnulfo Crispin's funeral. This occurred after the reception at the Lakeland Center. They were parked in the south area of the parking lot.
- Bivens was in uniform but he does not believe he was "on duty" or being paid because it was after 5:00 PM when they engaged in sex.
- Bivens was unaware of Eberle's sexual history.

Interview with Jose Diez – on 6/13/13

Jose Diez works for the City of Lakeland in information technology. He was given an Investigative Witness Subpoena to appear for an interview. Investigator Cone and Assistant State Attorney Brad Copley conducted the interview. Diez was sworn and the interview was recorded. Below is a summary of the interview.

- Diez has worked for the City of Lakeland for five years. He works as a support analyst.

- Diez frequently works at LPD assisting with computer or phone related issues.
- Diez has seen Sue Eberle at LPD several times but they have spoken mostly over the phone. The phone conversations were work related but at some point turned to sex talk. Eberle joked about sex and was flirtatious.
- Eberle made sexual innuendos to Diez and made a reference to oral sex. He was unsure if she was serious. He joked back with her and engaged in the sexual talk.
- They have never had any sexual contact.
- Diez knows Tiffaney Dwyer better than Eberle. They know each other socially.
- While on duty, there was an incident at LPD involving Dwyer and Diez.
- Dwyer was going through a divorce and they had several deep conversations.
- On the third floor of LPD outside of the break room they kissed. She placed his hand on her breast. That was the only incident where there was any contact.
- Diez knew it was inappropriate and they spoke about it and it never happened again.

Interview with Sgt. Rusty Longaberger – 6/13/13

On 6/13/13 Sgt. Rusty Longaberger was interviewed at the State Attorney's Office pursuant to an Investigative Witness Subpoena. He was represented by attorney Bill Friel. Present in the interview was Investigator Cone, State Attorney Jerry Hill and Assistant State Attorney Brad Copley. Longaberger was placed under oath and questioned. The interview is summarized below. Please see transcripts for the complete interview.

- Longaberger has been a law enforcement officer for seventeen years. He was employed by the Lakeland Police Department in 2000. Prior to that he was employed by the Polk County Sheriff's Office as a deputy. He was promoted to Sgt. in 2009. He currently runs the school resource/juvenile division.
- Longaberger met Sue Eberle when she worked in risk management at the City of Lakeland. She was friendly to Longaberger and helped him and his wife with their insurance needs. When she was hired by the Lakeland Police Department, they continued their friendly relationship and worked together on a professional level.
- The relationship evolved into a personal one and they became friends.
- They began by flirting with each other and eventually it became intimate. Longaberger said she propositioned him and it caught him at the wrong time.
- The timeframe for the intimacy was in the summer of 2012. Eberle was in Orlando attending an analyst academy. Longaberger drove to Orlando and met Eberle in her hotel. They had sex in Orlando two, possibly three times.
- Longaberger said they had a consensual relationship. He denied there ever was an instance where he forced any kind of sexual act on her.
- He denied having anal sex, consensual or not, with Eberle and he denied acting out any type of rape fantasy.
- He said the relationship ended in 2012 after he drove to Orlando the two times.
- Longaberger denied Eberle's allegations of oral sex while he was on duty in his patrol car.

- He said Eberle rode in his vehicle several times to the motor pool or to lunch.
- Longaberger denied any sexual act with Eberle while he was on duty.
- He denied any sexual act with Eberle in Polk County.
- He denied meeting her for sex during lunch while they were in class together.
- He said Eberle is making up the part about oral sex on duty possibly because she has hired a civil attorney and is suing the city.
- Longaberger is not proud of himself and it has been hard on him and his family.
- He disputed the claim that he was lying about the oral sex on duty in an effort to save his job.

Due to the fact Longaberger was so insistent he never engaged in any sexual act with Eberle on duty in Polk County, he was offered a polygraph to try and substantiate his claim. He declined, through his attorney, to participate.

Interview with Officer Scott Hutton - 6/18/13

Officer Scott Hutton was interviewed at the State Attorney's Office on 6/18/13 by Investigators Cone and Brown. Assistant State Attorney Brad Copley and attorney Walter Thomas were also present. Hutton had been served with an Investigative Witness Subpoena to appear. He was placed under oath and interviewed. The interview was recorded and a copy of the transcript is attached. Below is a summary of the interview.

- Hutton has been employed by the Lakeland Police Department for fifteen years.
- He started as a public safety aide. He was sworn as a law enforcement officer in 2001.
- He is currently assigned to the motor unit.
- He knows Sue Eberle through her position as a crime analyst at LPD. They interacted about work related issues and she assisted him with analyst functions.
- They texted occasionally, but he can not recall having any communication with her since he transferred to the motor unit in 2009.
- Eberle was flirtatious and forward with him. He never asked her for sex.
- When he had occasion to be in her office seeking information, she had a chair next to hers he would utilize while looking at her computer.
- Hutton said she would rub her leg against his and she would try to move closer to him.
- Hutton said at times he flirted back and that he occasionally would touch her in a friendly manner on the arm or leg or by rubbing her shoulders. He said it was not in a sexual way and it was not against her will.
- He said he was not the aggressor and that he responded to her behavior.
- Eberle suggested she do a ride along with him, but he declined.
- Hutton was involved in an off duty sexual relationship with crime analyst Tiffaney Dwyer. There were flirtations on duty but they never engaged in any sexual contact while on duty.

Interview with Sgt. David Woolverton – 6/18/13

Sgt. David Woolverton was interviewed on 6/18/13 at the State Attorney's Office pursuant to an Investigative Witness Subpoena. Woolverton was accompanied by attorney David Dee. Investigators Brown and Cone and Assistant State Attorney Brad Copley interviewed Woolverton under oath. The interview was recorded and transcribed. Below is a summary of the interview.

- Woolverton started his career as a BCE student at LPD in 1991. He became a 911 dispatcher and in 1996 was sworn as a full time police officer. He worked in patrol and was assigned to the neighborhood liaison unit. He was promoted to Sergeant in 2002 and he is currently assigned to the traffic homicide unit. He has been a member of the SWAT since 1999.
- Woolverton has a work phone assigned to him but he does not use it and does not know the number.
- Woolverton knows Sue Eberle from LPD where she worked as a crime analyst. When he was a neighborhood liaison officer, they interacted frequently on business related matters.
- At that time Eberle was working on the first floor and had her own office with a door. Woolverton also had his own office with a door.
- Around the time period of 2006, the relationship transitioned into a personal and sexual relationship. Woolverton stated Eberle was flirtatious and outgoing. Prior to the beginning of their relationship, he remembers walking through the office with his gym bag. He said Eberle looked at his crotch and made a noise like "mmmm".
- They exchanged phone numbers and that led to texting and the exchange of photographs and videos. He sent her photos of his penis and she sent him photos of her vagina, breasts, butt and a video of her masturbating.
- This occurred while they both were on duty and also when they were off duty.
- They met and had sexual intercourse twice when Woolverton was off duty. Eberle met Woolverton at Lake Parker Park on her lunch hour. They were in an area behind the FHP station. They got into the backseat of his vehicle and had sex. He believes it occurred once in 2006 and once in 2007. He is unclear of the dates but believes the incidents occurred about a year apart.
- Woolverton denied ever having sexual intercourse with Eberle at LPD.
- He denied ever going in Eberle's office and closing the door.
- He denied ever having sexual contact with Eberle while on duty.
- He denied forcing or coercing Eberle to have sexual intercourse. He said the encounters were mutual and consensual and he is shocked by Eberle's claim of rape. He said they were friends.
- While discussing past internal investigations, Woolverton verified he was reprimanded and received a six month suspension from the SWAT team for a sexual impropriety.

Due to the discrepancies between Eberle and Sgt. Woolverton's statements regarding sex on

duty at the Lakeland Police Department, Sgt. Woolverton was offered a polygraph. Sgt. Woolverton declined.

Interview with Donna Ready – 06/18/2013

Sue Eberle reported to SAO Investigator's that Sgt. David Woolverton had entered her office on the first floor of the Lakeland Police Department and pressured her into having sexual intercourse on two separate occasions. In the second instance, Eberle felt very scared and threatened by Sgt. Woolverton's actions to the point she considered it to have been rape. Eberle stated that she had reported this information to LPD Victim Advocate Jackie Suggs at work on the day the incident occurred. This information was confirmed with Jackie Suggs who stated that she did not report the rape because Eberle "was a grown woman". Eberle also indicated to Investigators that she had confided the rape to her friend Donna Ready, Kelly Keen, and later to Officer Loretta Jackson. Investigators confirmed this with Kelly Keen and Officer Loretta Jackson as well.

Upon Sgt. David Woolverton giving sworn testimony to the SAO that was contrary to Eberle and the other witnesses, Investigators sought to further corroborate Eberle's statement. Investigator Brown made contact with Donna Ready at her residence in Lakeland on the afternoon of 06/18/2013 to obtain a sworn statement from her as well. Below is a synopsis of her statement, but the official transcript should be referenced for complete accuracy:

- She is the former Principal at the Sonrise Christian School in Lakeland, FL.
- Sue Eberle's child was attending school at Sonrise Christian, and Eberle became close with her child's teacher.
- Eberle began to confide in the teacher that she was having suicidal thoughts.
- Knowing that Eberle's circumstances were beyond her ability to help, the teacher reported the information to Donna Ready as the Principal.
- Donna Ready befriended Sue Eberle in an effort to help her and keep her from hurting herself.
- Eberle disclosed that she had been molested throughout her childhood by her uncles and grandfather. Eberle told her that the only time she ever reported any of the incidents; her whole family blamed her and it caused even greater problems.
- Shortly after they met, Eberle told her that a Lakeland Police Officer by the name of Sgt. David Woolverton had recently raped her, and that Eberle was terrified of him.
- Eberle told her that Sgt. Woolverton was pursuing her sexually in a predatory manner.
- Eberle told her that in approx. 2008-2009 Sgt. Woolverton came into her first floor office at the LPD and locked the door behind him. She recalls that Eberle told her that Sgt. Woolverton pinned her up against the wall or desk, unzipped his pants, and raped her.
- She said that Eberle was terrified of Sgt. Woolverton.
- As a result of Eberle's fear of Sgt. Woolverton, Donna Ready did the following:

1. She had Eberle come to her house on her lunch hour so she would be safe while nobody else was around in her work area.
 2. She went to Eberle's Office at the LPD and prayed for her protection and safety.
 3. She began to do other positive activities with her after work hours.
 4. She tried to help guide Eberle along her spiritual walk and sought to get her help in dealing with her self-hurt actions.
- She stated that Eberle was intentionally cutting herself and had attempted suicide by overdosing on prescription pills. Eberle called her after taking the pills and she rushed to her aid and got her help at the emergency room.
 - Eberle told her many times that she was also was considering throwing herself underneath a train to end her life.
 - As a result of Eberle's self-mutilation and attempted suicide she began taking her to a "deliverance ministry". This was a retreat where Eberle met with spiritual counselors. The goal of the retreat and intervention was to keep Eberle from doing herself harm and to help her become healthy enough to cope and do something about the rape.
 - She felt that Sgt. Woolverton's rape was the catalyst to her cutting herself and attempted suicide.
 - There was no misconception about what Eberle relayed to her. Eberle clearly stated that the sexual encounters with Sgt. Woolverton occurred at the LPD in Eberle's office, during the work day, while he was in full uniform.
 - Eberle told her that Sgt. Woolverton was dominant over her and all of his sexual advances were forceful. This is why Eberle feared him so much.
 - Based on Eberle's statements, emotions, demeanor, and actions of self-harm; she had complete faith in her story. She did not have one doubt that Sgt. Woolverton raped Sue Eberle while on duty at the Lakeland Police Department. She did not know how to go about reporting the matter since he was the police. She just focused on helping Eberle through the situation.
 - She also recalled that Eberle had told her about wide spread sexual activity that was going on at LPD. Some of this activity involved Eberle, and some did not. Eberle was never specific about any individual names with the exception of Sgt. Woolverton.
 - She believes Eberle to be mixed up mentally as to her sexual thoughts and how men should treat her. She believes she has become programed like this as a result of her childhood molestation and the way she has always been treated by the men in her life growing up.

Polygraph of Sue Eberle

Although most of Sue Eberle's allegations and statements have been corroborated and verified, there were a few important issues that placed her testimony in direct contrast with three officers.

- 1) Sgt. Rusty Longaberger

Sgt. Longaberger testified under oath that he never had any sexual contact with Eberle while he was on duty. Further he stated there was never any sexual contact at all in Polk County.

Eberle's testimony was that she performed oral sex on Longaberger in his patrol vehicle while he was on duty.

2) Sgt. David Woolverton

Sgt. Woolverton stated under oath that he never had sexual intercourse, consensually or forced, with Eberle at the Lakeland Police Department.

Eberle testified under oath that Woolverton twice had sex with her in her office at LPD. She further stated she did not want to have sex with Woolverton and felt she was sexually battered on the second occasion.

3) Sgt. Bryan McNabb

Sgt. McNabb stated under oath that Eberle has never touched him on his penis.

Eberle's testimony was that McNabb on one occasion repeatedly asked her to touch his penis in the parking lot of LPD. Although reluctant to do so, Eberle complied and touched McNabb's penis over his clothes.

In an effort to substantiate the claims made by Eberle and the three Sergeants, all were offered the opportunity to take a polygraph. Sgt. Longaberger, Sgt. Woolverton and Sgt. McNabb all declined to take a polygraph exam. Eberle showed no hesitation in accepting the invitation to participate in the polygraph.

ASA Brad Copley and Investigators Brown and Cone met at the Polk County Sheriff's Office on 6/19/13 at 10:15 AM. Theresa Bernard, a contract polygraphist with the Polk County Sheriff's Office, spoke with us prior to the interview and we formulated the questions we wanted answered. Eberle arrived and was escorted to the office Theresa Bernard uses to administer polygraphs.

After the interview, Eberle left and Bernard stated she needed some time to analyze the charts and render findings. A report was emailed to us the next morning on 6/20/13.

Bernard stated in her report the following:

Examiners Opinion: No opinion rendered as to truthfulness or deception. The subjects cardio was unstable, possibly caused by her consuming a caffeinated beverage prior to exam.

****Note:** When Eberle arrived at the Sheriff's Office for the polygraph, she was consuming a

Mountain Dew soft drink. Unaware of the possible effects, we did not advise Eberle on what to drink or eat prior to the exam.

Investigative Findings:

Because of the length of time gone by the investigators were unable to pinpoint with precision the specific dates of acts which were likely criminal in nature. This fact, along with the failure to preserve certain physical evidence, and the failure of confidantes to immediately report prevents the State Attorney's Office from filing criminal charges against the perpetrators. We find the conduct of a number of sworn officers, including some officers of rank, to be at best a waste of taxpayer dollars. At worst, their actions indicate a moral bankruptcy that exists amongst some individuals within the ranks at the Lakeland Police Department. The State Attorney's Office inability to file criminal charges in this case is not an indication that members of the Lakeland Police Department have not severely breached the public's trust.

Case Status: Closed.

Date Completed: 6/25/2013

I swear or affirm this report is correct and true to the best of my knowledge and belief.

Inv. *Beverly B. Cone*

INVESTIGATOR BEVERLY CONE, Badge NO: 3

Inv. *Mike Brown*

INVESTIGATOR MIKE BROWN, Badge NO: 12

June 25, 2013
Date

Michelle L. Martin



MICHELLE L. MARTIN
MY COMMISSION # EE 220434
EXPIRES: July 29, 2016
Bonded Thru Budget Notary Services

June 25, 2013
Date

Michelle L. Martin



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** Image Type: DISCOVERY, Sub-type: REPORTS **